



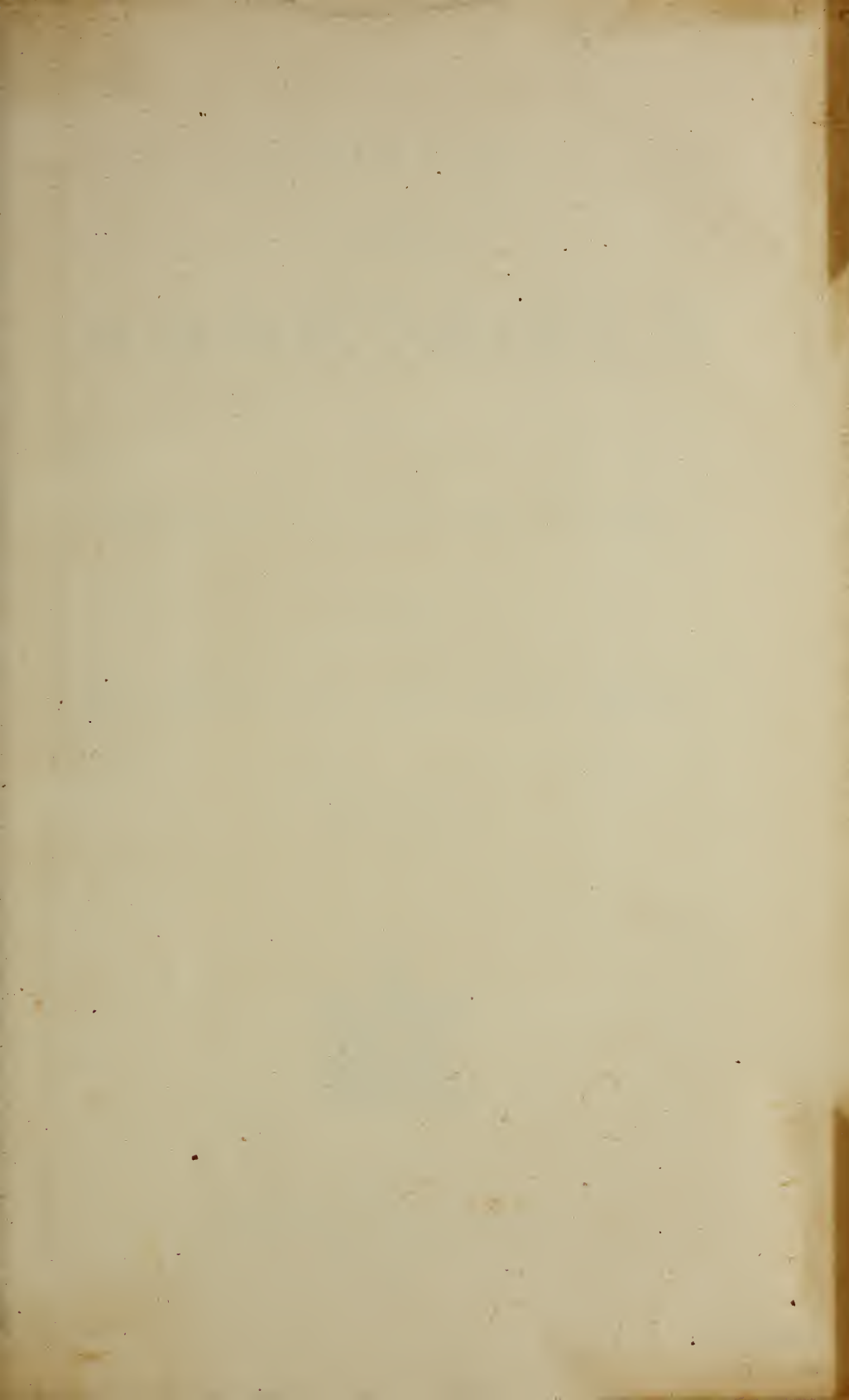
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ALBANY

JOURNAL  
OF THE  
ASSEMBLY

OF THE  
STATE OF NEW YORK

AT THEIR  
ONE HUNDRED AND TWENTY-NINTH SESSION.

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VOL. II.

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ALBANY  
BRANDOW PRINTING COMPANY  
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1906



which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. F. G. Whitney, from the committee on excise, to which was referred Assembly bill introduced by Mr. Prentice (No. 601, Int. No. 552), entitled "An act to amend 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and to provide for local option, constituting chapter twenty-nine of the general laws,'" reported the same with the following amendment:

On page 2, line 3, after "ninety" strike out "one" and insert "nine".

On page 4, strike out all of line 10 to and including line 26 and

On page 5 to and including "buildings is completed" in line 16, and insert in place thereof the following: "a special deputy commissioner of excise or county treasurer empowered to issue a liquor tax certificate, under subdivision one of section eleven of this act, upon receiving an application statement by which it appears that the business of keeping a hotel is to be carried on in connection with the traffic in liquor on the premises for which such certificate is applied for shall before the issuance of such certificate, serve or cause to be served in the city of New York upon the superintendent of buildings of the borough in which such premises shall be situate; in all other cities upon the mayor of such city; and in villages upon the president of such village, a written or printed notice stating that an application has been made to carry on the business of trafficking in liquor in connection with the business of keeping a hotel at (here insert the location by street and number, and if there be no street or number, such description as shall identify the premises where the traffic is to be carried on). Such notice may be served personally or by leaving a copy thereof at the office or place of business of the officer named, with the person in charged. A copy of such notice shall also be mailed to the state commissioner of excise, together with a statement of when and how served. Within thirty days after the receipt of such notice, the above named officials shall inspect or cause to be inspected the building or premises of such declared hotel, and shall report in writing to the special deputy commissioner of excise or county treasurer having jurisdiction in such borough, city or village, whether such hotel complies with the provisions of section thirty-one of the liquor tax law relating to hotels and hotel keepers. Such reports shall be verified by the affidavit of the person making the same."



On page 6, line 11, strike out "for ten or twenty guests" and insert "the number of guests required by law".

On page 8, line 3, strike out "any taxpayer" and all the rest of page 8, strike out all of page 9 to and including "reasons therefor," line 23.

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Mead, from the committee on charitable and religious societies, to which was referred Assembly bill introduced by Mr. Prentice (No. 943, Int. No. 789), entitled "An act to authorize the rector, church-wardens and vestrymen of the Church of Ascension in the city of New York, to increase the number of its vestrymen."

Also, Assembly bill introduced by Mr. Wemple (No. 605, Int. No. 556), entitled "An act to change the name of the Evangelical Congregational Church of Schenectady, New York, a religious corporation, to the First Congregational Church of Schenectady, New York."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. West, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to make the office of sheriff of Ulster county a salaried office, and to regulate the management thereof." (No. 386, Int. No. 367.)

"An act to amend chapter three hundred and seventy-one of the Laws of eighteen hundred and ninety-six, entitled 'An act to authorize the issuing of licenses to honorably discharged soldiers, sailors and marines for hawking, peddling and vending of merchandise within this State,' by extending its provisions to certain volunteer firemen." (No. 1002, Int. No. 459.)

"An act to amend subdivision two of section twenty-four of chapter one hundred and twelve, of the Laws of eighteen hundred and ninety-six, entitled 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and



to provide for local option, constituting chapter twenty-nine of the general laws, relative to the distance of public libraries from places where liquor is sold." (No. 1001, Int. No. 25.)

"An act to amend the Labor Law, relative to labor in tenements." (No. 698, Int. No. 194.)

"Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article fourteen of the Constitution, relating to the adoption of amendments by the people." (No. 1019, Int. No. 585.)

The bill (No. 757) entitled "An act to authorize the macadamizing or paving of streets, avenues or highways, and the construction of the necessary drains, curbing and gutters therefor, and in connection therewith, in the village of White Plains, Westchester county, and to provide the manner and means of paying therefor" (Int. No. 424), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 901) entitled "An act to legalize, ratify and confirm an issue of bonds of the village of Fishkill Landing, in the county of Dutchess, to the amount of four thousand dollars, to be issued for the purpose of providing for the expense of building an additional story to and making other alterations in one of the fire houses of the said village of Fishkill Landing, the property of said village, known as the Lewis Tompkins Hose Company's house; and to legalize the special election held in the said village on the nineteenth day of December, nineteen hundred and five, and all the proceedings of the board of trustees of the said village authorizing and directing the issue of said bonds" (Int. No. 765), was read the second time.

On motion of Mr. Myron Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 900) entitled "An act to legalize, ratify and confirm an issue of bonds of the village of Matteawan, in the county of Dutchess, to the amount of not to exceed fifty-five thousand eighty-six dollars, to be issued for the purpose of providing for the expense of completing the construction of the sewer system

already authorized and under contract and in course of construction in and for the said village; and to legalize the special election held in the said village on the tenth day of January, nineteen hundred and six, and all the proceedings of the board of trustees of the said village authorizing and directing the issue of said bonds" (Int. No. 764), was read the second time.

On motion of Mr. Myron Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 439) entitled "An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill and the several acts amendatory thereof,' in relation to the construction and maintenance of public docks within the village" (Int. No. 409), was read the second time.

On motion of Mr. Apgar, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 837) entitled "An act to change and diminish the boundaries of the village of Celoron, Chautauqua county, by excluding therefrom certain territory and setting the same back into the township of Ellicott" (Int. No. 720), was read the second time.

On motion of Mr. Wade, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 102) entitled "An act to prevent the location, construction, maintenance and operation of a street surface railroad or railroad of any kind in or upon Beach lane at Westhampton beach, in the town of Southampton, in Suffolk county" (Int. No. 102), was read the second time.

On motion of Mr. Lupton, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 382) entitled "An act to amend the Consolidated School Law, in relation to the apportionment of State school moneys" (Int. No. 363), was read the second time.

On motion of Mr. Cunningham, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 630) entitled "An act to amend the Military Code, relative to relief from civil or criminal liability, security for and award of costs" (Int. No. 580), was read the second time.

On motion of Mr. Wells, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 636) entitled "An act to authorize the Comptroller to hear and determine the application of William C. Robinson and Boyden Robinson for the redemption of lot number forty-two, Township twenty-one, in the town of Long Lake, Totten and Crossfield's Purchase, Hamilton county, from the sales thereof by the Comptroller for unpaid taxes in the years eighteen hundred and eighty-five and eighteen hundred and ninety" (Int. No. 586), was read the second time.

On motion of Mr. Waddell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 771) entitled "An act to amend the Election Law, in relation to the abolition or consolidation of election districts in towns" (Int. No. 674), was read the second time.

On motion of Mr. Hooper, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 942) entitled "An act to amend chapter ten of the Laws of nineteen hundred and two, entitled 'An act to provide for the holding of town meetings and elections in counties of the State having a certain population'" (Int. No. 788), was read the second time.

On motion of Mr. Patton, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 953) entitled "An act to incorporate trustees of the Rose N. Yager Loan Fund, by that name" (Int. No. 799), was read the second time.

On motion of Mr. Cunningham, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 803) entitled "An act to amend chapter five hundred and thirty-eight of the Laws of nineteen hundred and four, entitled 'An act in relation to the registration and identification of motor vehicles and the use of the public highways by such



vehicles,' providing for the release from custody and furnishing of bail by persons charged with violation of the Motor Vehicle Law " (Int. No. 696), was read the second time.

On motion of Mr. Cox, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 408) entitled "An act to amend the Lien Law; relative to liens on animals for labor done and materials furnished " (Int. No. 384), was read the second time.

On motion of Mr. Cox, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 304) entitled "An act to amend chapter eight hundred and twenty-three of the Laws of eighteen hundred and ninety-five, entitled 'An act to regulate barbering on Sunday,' in relation to the borough of Richmond' (Int. No. 304), was read the second time.

On motion of Mr. Wedemeyer, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 282) entitled "An act to amend chapter six hundred and nineteen of the Laws of eighteen hundred and ninety-four, entitled 'An act to amend chapter four hundred and thirty-four of the Laws of eighteen hundred and seventy-three, entitled "An act authorizing the formation of a corporate body to be known as the Firemen's Association of the State of New York,"' in relation to the amount of property said association may purchase, hold and convey " (Rec. No. 48), was read the second time.

On motion of Mr. Scovill said bill was placed on the order of third reading.

The Senate bill (No. 395) entitled "An act to amend section two hundred and ninety of the Penal Code relating to children " (Rec. No. 55), was read the second time.

On motion of Mr. G. H. Whitney, said bill was placed on the order of third reading.

The Senate bill (No. 317) entitled "An act to amend the Code of Civil Procedure, relative to the preference of causes upon the calendar " (Rec. No. 40), was read the second time.

On motion of Mr. Cox, said bill was placed on the order of third reading.

The bill (No. 847) entitled "An act to amend the Town Law, in relation to the recording of deeds in the town of Niagara, Niagara county, and the duties of town and county clerks in respect thereto" (Int. No. 408), having been announced for a third reading,

On motion of Mr. Shanahan, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 918) entitled "An act to amend chapter five hundred and ninety-nine of the Laws of eighteen hundred and ninety-eight, entitled 'An act to incorporate the Security Assurance Company,' relative to authorizing the Security Assurance Company to change its name and increase the number of its officers and directors" (Int. No. 190), having been announced for a third reading,

On motion of Mr. Shanahan, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 910) entitled "An act to amend the Greater New York charter, relative to cessions of streets" (Int. No. 529), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hamn	Merritt	Smith M F
Allen F E	Cunningham	Hapeman	Miller	Smith Myron
Allen J G	DeGroot	Harawitz	Mills	Sprenger
Averill	Donohue	Harte	Moreland	Stanley
Baldwin	Dowling	Hartman	Murphy	Steele

Bass	Draper	Hastings	Nevins	Steffens
Becker	Eagleton	Hoffman	Nolan	Story
Beebe	Eckmann	Hooker	Oglesby	Surpluss
Bernstein	Evans	Hooper	Oliver	Thompson
Bird	Farnan	Hubbs	O'Neill	Volk
Bisland	Feth	Kavanagh	Palmer G M	Waddell
Bohan	Filley	Keyes	Palmer S J	Wade
Boshart	Fish	Knapp	Patton	Wainwright
Brady	Foelker	Krulewitch	Phillips	Weber
Brennan	Foster	Lansing	Pratt	Wedemeyer
Burnett	Fowler	LaFetra	Prentice	Wells
Burns	Francis	Lee A E	Quinn	Wemple
Burzynski	Fritz	Lee W I	Salomon	West
Carnochan	Gates	Lewis	Santee	Whitley
Carrier	Grattan	Long	Schmitt	Whitney F G
Caughlan	Gray A B	Lupton	Schoeneck	Whitney G H
Chamberlain	Gray F J	<b>Lynch</b>	Schwegler	Williams
Charles	Green	Maier	Scovill	Wilson
Cohalan	Gregory	Maier	Shanahan	Winters
Colne	Gunderman	Matthews	Shuttleworth	Wood
Coon	Gurnett	McGuire	Smith A E	Yale
Cowan	Hackett	Mead	Smith J E	Young
Cox	Hammond			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 912) entitled "An act to amend the Greater New York charter, relating to the levying of assessments for certain local improvements" (Int. No. 531), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hammond	Miller	Smith M F
Allen F E	Cox	Hamn	Mills	Smith Myron
Allen J G	Crosley	Hapeman	Moreland	Sprenger
Apgar	Cunningham	Harawitz	Murphy	Stanley
Averill	DeGroot	Harte	Nevins	Steele
Baldwin	Donohue	Hartman	Norton	Steffens
Bass	Dowling	Harvey	Oglesby	Story
Becker	Draper	Hastings	O'Neill	Surpluss
Peebe	Eagleton	Hoffman	Palmer G M	Thompson
Pernstein	Eckmann	Hooker	Palmer S J	Volk
Bird	Evans	Hooper	Patton	Waddell



Bisland	Farnan	Hubbs	Phillips	Wade
Bohan	Filley	Kavanagh	Pratt	Wainwright
Boshart	Fish	Keyes	Prentice	Weber
Brady	Foelker	Knapp	Quinn	Wedemeyer
Brennan	Foster	Krulewitch	Reilly	Wells
Burnett	Fowler	Lansing	Rock	Wemple
Burns	Francis	LaFetra	Rogers	West
Burzynski	Gates	Lee A E	Salomon	Whitley
Campbell	Grady	Lee W I	Sammon	Whitney F G
Carnochan	Grattan	Lewis	Santee	Whitney G H
Carrier	Gray A B	Lupton	Schmitt	Williams
Caughlan	Gray F J	Lynch	Schoeneck	Wilson
Chamberlain	Green	Maher	Scovill	Winters
Charles	Gregory	Maier	Shanahan	Wood
Cohalan	Gunderman	Matthews	Shuttleworth	Yale
Colne	Gurnett	McGuire	Smith J E	Young
Coon	Hackett	Mead		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 913) entitled "An act to amend section nine hundred and ninety-eight of the Greater New York charter, relative to fees of commissioners of estimate and assessment" (Int. No. 532), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 00

Those who voted in the affirmative were:

Allen F E	Cunningham	Hamn	Moreland	Smith Myron
Allen J G	DeGroot	Hapeman	Murphy	Sprenger
Apgar	Donohue	Harawitz	Nevins	Stanley
Averill	Dowling	Hartman	Nolan	Steele
Baldwin	Draper	Hastings	Norton	Story
Bass	Dressing	Hoffman	Oglesby	Surplless
Bedell	Eagleton	Hooker	Oliver	Thompson
Beebe	Evans	Hooper	Palmer G M	Tompkins
Bernstein	Farnan	Hubbs	Palmer S J	Volk
Bird	Feth	Kavanagh	Patton	Waddell
Bisland	Filley	Keyes	Phillips	Wade
Bohan	Fish	Knapp	Pratt	Wainwright
Brady	Foelker	Krulewitch	Prentice	Weber
Brennan	Foster	Lansing	Quinn	Wedemeyer
Burnett	Fowler	LaFetra	Reilly	Wells
Burns	Francis	Lee A E	Rock	Wemple
Burzynski	Fritz	Lee W I	Rogers	West

Carnochan	Grady	Lewis	Salomon	Whitley
Carrier	Grattan	Maher	Sammon	Whitney F G
Caughlan	Gray A B	Maier	Santee	Whitney G H
Chamberlain	Gray F J	Matthews	Schwegler	Williams
Charles	Green	McGuire	Scovill	Wilson
Colne	Gregory	Mead	Shanahan	Winters
Coon	Gunderman	Merritt	Shuttleworth	Wood
Cox	Hackett	Miller	Smith A E	Yale
Crosley	Hammond	Mills	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 911) entitled "An act to amend the Greater New York charter, relative to the viewing of land by commissioners for opening streets and parks, notice of their appointment, and providing for a preliminary estimate and appraisalment" (Int. No. 530), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Gurnett	Matthews	Shuttleworth
Allen F E	Crosley	Hackett	Mead	Smith A E
Allen J G	Cunningham	Hammond	Merritt	Smith J E
Averill	DeGroot	Hamn	Miller	Smith M F
Baldwn	Donohue	Harawitz	Moreland	Smith Myron
Bass	Dowling	Harte	Murphy	Stanley
Becker	Draper	Hartman	Nevins	Steele
Beebe	Eagleton	Hastings	Nolan	Steffens
Bernstein	Eckmann	Hoffman	Oglesby	Story
Bird	Evans	Hooper	O'Neill	Surpless
Bisland	Farnan	Hubbs	Palmer G M	Volk
Bohan	Feth	Kavanagh	Palmer S J	Waddell
Boshart	Filley	Keyes	Patton	Wade
Brady	Fish	Knapp	Phillips	Wainwright
Burnett	Foelker	Krulewitch	Pratt	Weber
Burns	Foster	Lansing	Prentice	Wells
Burzynski	Fowler	LaFetra	Quinn	Wemple
Carnochan	Francis	Lee A E	Rock	West
Carrier	Fritz	Lee W I	Rogers	Whitley
Caughlan	Grattan	Long	Salomon	Whitney F G
Chamberlain	Gray A B	Lupton	Schmitt	Whitney G H
Cohalan	Gray F J	Lynch	Schwegler	Wilson
Coon	Green	Maher	Scovill	Winters
Cowan	Gunderman	Maier	Shanahan	Yale

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 754) entitled "An act to amend the Labor Law, relative to factories" (Int. No. 192), having been announced for a third reading,

On motion of Mr. Shanahan, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 378) entitled "An act to amend the Forest, Fish and Game Law relative to the privilege of witnesses" (Rec. No. 45), having been announced for a third reading,

On motion of Mr. G. H. Whitney, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The Senate bill (No. 392) entitled "An act to amend the Greater New York charter, in relation to bail to be furnished by push cart peddlers" (Rec. No. 49), having been announced for a third reading,

On motion of Mr. Prentice, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The Senate bill (No. 362) entitled "An act to amend chapter six hundred and fifteen of the Laws of eighteen hundred and ninety-five, entitled 'An act providing for the payment of five hundred dollars to the executor or administrator of a volunteer fireman who dies from injuries incurred in the performance of his duties,' in relation to applying the provisions thereof to cities" (Rec. No. 41), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



AYES 124

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hamn	Mills	Smith M F
Allen F E	Crosley	Harawitz	Moreland	Smith Myron
Allen J G	Cunningham	Harte	Nevins	Sprenger
Apgar	DeGroot	Hartman	Norton	Stanley
Averill	Donohue	Harvey	Oglesby	Steele
Baldwin	Dowling	Hastings	Palmer G M	Steffens
Bass	Evans	Hoffman	Palmer S J	Story
Becker	Farnan	Hooker	Patton	Surpless
Beebe	Fillee	Hooper	Phillips	Thompson
Bernstein	Fish	Hubbs	Pratt	Volk
Bird	Foelker	Kavanagh	Prentice	Waddell
Bisland	Foster	Keyes	Quinn	Wade
Boshart	Fowler	Knapp	Reilly	Wainwright
Brady	Francis	Krulewitch	Rock	Weber
Brennan	Gates	Lee A E	Rogers	Wedemeyer
Burnett	Grady	Lee W I	Salomon	Wemple
Burns	Grattan	Lupton	Sammon	West
Burzynski	Gray A B	Lynch	Santee	Whitley
Carnochan	Gray F J	Maher	Schmitt	Whitney F G
Carrier	Green	Maier	Schoeneck	Wilson
Caughlan	Gregory	Matthews	Scovill	Winters
Charles	Gunderman	McGuire	Shanahan	Wood
Cohalan	Gurnett	Mead	Shuttleworth	Yale
Colne	Hackett	Merritt	Smith A E	Young
Coon	Hammond	Miller	Smith J E	

Ordered, That the Clerk return said bill to the Senate with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 275) entitled "An act to amend chapter seventy-nine of the Laws of eighteen hundred and eighty-three, entitled 'An act to regulate the transaction of public business in the county of Albany,' relative to the salary of the clerk of the board of supervisors" (Rec. No. 62), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Gunderman	Murphy	Steele
Allen F E	Cunningham	Hackett	Nevins	Steffens
Allen J G	DeGroot	Hapeman	Norton	Story
Apgar	Donohue	Harawitz	Oglesby	Surpless
Averill	Dowling	Hartman	Oliver	Thompson
Baldwin	Draper	Hastings	O'Neill	Tompkins
Bass	Dressing	Hoffman	Palmer G M	Volk
Becker	Eagleton	Hooker	Pratt	Waddell
Bedell	Evans	Hooper	Prentice	Wade
Beebe	Farnan	Hubbs	Quinn	Wainwright
Bird	Feth	Knapp	Rock	Weber
Bisland	Filley	Krulewitch	Salomon	Wedemeyer
Bohan	Fish	Lansing	Sammon	Wells
Boshart	Foelker	LaFetra	Santee	Wemple
Brennan	Foster	Lee W I	Schoeneck	West
Burnett	Fowler	Lupton	Schwegler	Whitley
Burns	Francis	Maher	Scovill	Whitney F G
Carnochan	Fritz	Maier	Shanahan	Whitney G H
Carrier	Gates	Matthews	Shuttleworth	Williams
Caughlan	Grady	McGuire	Smith A E	Wilson
Chamberlain	Grattan	Mead	Smith J E	Winters
Colne	Gray A B	Miller	Smith Myron	Wood
Coon	Gray F J	Mills	Sprenger	Yale
Cowan	Green	Moreland	Stanley	Young
Cox	Gregory			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 315) entitled "An act to enable any town owning stock in the Cooperstown and Susquehanna Valley Railroad Company to sell such stock" (Rec. No. 34), having been announced for a third reading,

On motion of Mr. Shanahan, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

Mr. Hapeman called up the bill (No. 542, Int. No. 272) entitled "An act to make the office of the county clerk of Cayuga county a salaried office and regulating the management of said office," heretofore recalled from the Governor pursuant to concurrent resolution of the Senate and Assembly.

Said bill having been announced,

Mr. Hapeman moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof and three-fifths being present.

AYES 120

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hackett	Merritt	Shuttleworth
Allen F E	Cunningham	Hammond	Miller	Smith A E
Allen J G	DeGroot	Hamn	Moreland	Smith J E
Baldwin	Donohue	Harawitz	Nevins	Smith M F
Becker	Dowling	Harte	Nolan	Smith Myron
Beebe	Draper	Hartman	Oglesby	Stanley
Bernstein	Eckmann	Hastings	Oliver	Steffens
Bird	Evans	Hoffman	O'Neill	Story
Bisland	Farnan	Hooper	Palmer G M	Thompson
Bohan	Feth	Hubbs	Palmer S J	Tompkins
Boshart	Filley	Keyes	Patton	Volk
Brady	Fish	Knapp	Phillips	Wade
Brennan	Foelker	Krulewitch	Pratt	Wainwright
Burnett	Foster	Lansing	Prentice	Weber
Burzynski	Fowler	LaFetra	Quinn	Wedemeyer
Carnochan	Francis	Lee A E	Rock	Wemple
Carrier	Fritz	Lee W I	Rogers	West
Caughlan	Gates	Lewis	Salomon	Whitley
Chamberlain	Grattan	Long	Santee	Whitney F G
Charles	Gray A B	Lupton	Schmitt	Williams
Cohalan	Gray F J	Lynch	Schoeneck	Winters
Coon	Green	Maier	Schwegler	Wood
Cowan	Gregory	McGuire	Scovill	Yale
Cox	Gurnett	Mead	Shanahan	Young

Mr. Hapeman moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

On page 5, line 2, after the word "compensation" add "not exceeding in the aggregate the sum of twelve hundred dollars per annum."

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Fish, from the committee on internal affairs, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.



The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 1, 1906.*

Resolved (if the Assembly concur), That there be printed for the use of the Legislature ten thousand extra copies of the report of the special committee appointed to investigate Life Insurance Companies doing business in the State, and that ten thousand extra copies of the bills introduced by said committee to be printed for the use of the Legislature; and that they be distributed as follows: Seventy-five copies of each to each Senator; thirty-five copies of each to each member of Assembly; the remainder to be in charge of the Clerk of the Senate and the Clerk of the Assembly.

By order of the Senate,

LAFAYETTE B. GLEASON,  
*Clerk.*

Which was referred to the committee on public printing.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 1, 1906.*

Resolved (if the Assembly concur), That the Clerk of the Senate prepare and have printed three thousand copies of the memorial proceedings relative to the death of Hon. Henry S. Ambler for the use of the Legislature and distributed as follows: Two hundred and fifty copies to the family of the deceased; one hundred and fifty copies to the reporters of the Senate and Assembly; two hundred copies to state officers and their deputies; one thousand copies to the Assembly and its officers, and the remainder to the members and officers of the Senate.

By order of the Senate,

LAFAYETTE B. GLEASON,  
*Clerk.*

Which was referred to the committee on public printing.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 1, 1906.*

Whereas, It appears from investigation recently made by the Senate of the United States, and otherwise, that polygamy still exists in certain places in the United States notwithstanding prohibitory statutes enacted by the several States thereof; and

Whereas, The practice of polygamy is generally condemned by the people of the United States and there is a demand for the more effectual prohibition thereof by placing the subject under Federal jurisdiction and control, at the same time reserving to each State the right to make and enforce its own laws relating to marriage and divorce; now, therefore,

Resolved (if the Assembly concur), That application be and hereby is made to Congress, under the provisions of article five of the Constitution of the United States for the calling of a convention to propose an amendment to the Constitution of the United States whereby polygamy and polygamous cohabitation shall be prohibited, and Congress shall be given power to enforce such prohibition by appropriate legislation.

Resolved, That the Legislature of all other states of the United States, now in session or when next convened, be and they hereby are respectfully requested to join in this application by the adoption of this or an equivalent resolution.

Resolved further, that the Secretary of State be and he hereby is directed to transmit copies of this application to the Senate and House of Representatives of the United States, and to the several members of said bodies representing this state therein; also to transmit copies hereof to the Legislatures of all other States of the United States.

By order of the Senate,

LAFAYETTE B. GLEASON,

*Clerk.*

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 368, Int. No. 350) entitled "An act to amend section four of chapter seven hundred and thirty-four of the Laws of nineteen hundred and one, entitled 'An act to provide for a board of water commissioners in the city of Watervliet and a proper supply of water for public purposes for said city,'" with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Watervliet.

On motion of Mr. Moreland. the House adjourned.

## MONDAY, MARCH 5, 1906.

The House met pursuant to adjournment.

Prayer by Rev. Henry W. Maier, Schenectady.

On motion of Mr. Moreland, the reading of the journal of Friday, March 2, 1906, was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the Attorney-General, which was laid upon the table and ordered printed.

(See Document No. 48.)

Also, the thirty-seventh annual report of the Managers and Superintendent of the New York State School for the Blind, which was laid upon the table and ordered printed.

(See Document No. 3.)

Also, the annual report of the Adjutant-General, which was laid upon the table and ordered printed.

(See Document.)

Mr. Hooker introduced a bill entitled "An act to amend chapter two hundred and ninety-one of the Laws of eighteen hundred and ninety, entitled 'An act to authorize towns to raise additional money for highway purposes and to prevent snow blockade of highways by the substitution of wire for other fences along the same,' in relation to raising and expending additional money in preventing snow blockades" (Int. No. 951), which was read the first time and referred to the committee on internal affairs.

Mr. McGuire introduced a bill entitled "An act to provide for the acquisition of certain real estate in the borough of Brooklyn, for the purpose of providing for a playground for children" (Int. No. 952), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to provide for the opening of the south side of the street, leading from Hamilton ferry to foot of Conover street, and from Fifth and Smith to the foot of Smith street, in the borough of Brooklyn" (Int. No. 953), which was read the first time and referred to the committee on affairs of cities.



Mr. DeGroot introduced a bill entitled "An act to amend the Greater New York charter, relative to assistant clerks in certain municipal court districts in the borough of Queens" (Int. No. 954), which was read the first time and referred to the committee on affairs of cities.

Mr. Moreland introduced a bill entitled "An act making an appropriation for heating, lighting and plumbing the warden's residence at the Eastern New York Reformatory" (Int. No. 955), which was read the first time and referred to the committee on ways and means.

Also, "An act making appropriations for repairs, renewals and betterments for the several State prisons, the Eastern New York Reformatory, the Matteawan State hospital for insane criminals and the Dannemora State hospital for insane convicts, and re-appropriating certain moneys therefor" (Int. No. 956), which was read the first time and referred to the committee on ways and means.

Also, "An act making appropriations for the State charitable institutions, the New York State School for the Blind and the Elmira Reformatory" (Int. No. 957), which was read the first time and referred to the committee on ways and means.

Mr. Prentice introduced a bill entitled "An act to amend the Tax Law, by reducing the tax on transfers of stock" (Int. No. 958), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Williams introduced a bill entitled "An act to amend the Forest, Fish and Game Law relative to close season for Wilson (called English snipe), yellow legs, and jacksnipe in the counties of Chautauqua, Cattaraugus and Erie" (Int. No. 959), which was read the first time and referred to the committee on fisheries and game.

Also, "An act to amend the Forest, Fish and Game Law relative to hares and rabbits in Chautauqua county" (Int. No. 960), which was read the first time and referred to the committee on fisheries and game.

Mr. Lansing introduced a bill entitled "An act to amend the Railroad Law, in relation to the inspection of equipment and

operation of safety appliances" (Int. No. 961), which was read the first time and referred to the committee on railroads.

Mr. Quinn introduced a bill entitled "An act to amend chapter one hundred and five of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' as amended by chapter five hundred and sixty-four of the Laws of nineteen hundred and one, relating to pensions to members of the police force of said city" (Int. No. 962), which was read the first time and referred to the committee on affairs of cities.

Mr. Mead introduced a bill entitled "An act to release to Hugh McAnespy, all the right, title and interest of the people of the State of New York in and to certain real estate" (Int. No. 963), which was read the first time and referred to the committee on the judiciary.

Mr. Agnew introduced a bill entitled "An act to transfer and confer the powers and impose and devolve the duties of the river improvement commission, as created and established by chapter seven hundred and thirty-four of the Laws of nineteen hundred and four; upon the State Water Supply Commission, as created and established by chapter seven hundred and twenty-three of the Laws of nineteen hundred and five" (Int. No. 964), which was read the first time and referred to the committee on ways and means.

Mr. W. I. Lee introduced a bill entitled "An act to amend the Labor Law in relation to employment bureaus and agencies and for other purposes" (Int. No. 965), which was read the first time and referred to the committee on labor and industries.

By unanimous consent, Mr. Surpless introduced a bill entitled "An act to amend chapter seven hundred and four of the Laws of nineteen hundred and one, entitled 'An act to make the office of clerk of the county of Kings a salaried office and regulating the management of said office'" (Int. No. 966), which was read the first time and referred to the committee on internal affairs.

Mr. Steele, from the committee on affairs of villages, to which was referred Assembly bill (No. 746, Int. No. 665), introduced by Mr. Waddell, entitled "An act to amend the Village Law,"

reported in favor of the passage of the same, with the following amendments:

Amend the title as follows: after word "law" insert "generally".

On page 2, line 16 and 17, strike out all underscored matter.

On page 5, line 6 and 7, strike out all underscored matter and insert in place thereof, "or at a special election called for that purpose."

On page 5, line 12, after "proposition" strike out "or resolution".

Page 5, line 12 and 13, strike out "or resolution".

Page 6, line 2, strike out "or resolution".

Page 6, lines 16, 17 and 18, strike out all underscored matter.

Page 7, line 1 and 2, strike out all underscored matter.

Page 10, line 3, after "therefore" insert "by a majority vote of the tax payers whose names appear on the last assessment roll".

On page 10, line 7, after "therefore" insert "by voters of the same eligibility."

On page 17, strike out lines 24 and 25.

Strike out all of page 18.

On page 19, strike out lines 1 to 5 inclusive.

Page 19, line 6, strike out "21" and insert "20".

Page 19, line 14, strike out "22" and insert "21".

Page 16, line 8, strike out "commissioners" and insert "Commissioner."

A. B. STEELE,  
*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Wells (No. 630, Int. No. 580), entitled "An act to amend the Military Code, relative to relief from civil or criminal liability, security for and award of costs."

Also, the bill introduced by Mr. Hooper (No. 771, Int. No. 674), entitled "An act to amend the Election Law, in relation to the abolition or consolidation of election districts in towns."

Also, the bill introduced by Mr. Wainwright (No. 757, Int. No. 424), entitled "An act to authorize the macadamizing or paving of streets, avenues or highways, and the construction of the necessary drains, curbing and gutters therefor, and in con-



nection therewith, in the village of White Plains, Westchester county, and to provide the manner and means of paying therefor."

Also, the bill introduced by Mr. Wedemeyer (No. 304, Int. No. 304), entitled "An act to amend chapter eight hundred and twenty-three of the Laws of eighteen hundred and ninety-five, entitled 'An act to regulate barbering on Sunday,' in relation to the borough of Richmond."

Also, the bill introduced by Mr. Myron Smith (No. 900, Int. No. 764), entitled "An act to legalize, ratify and confirm an issue of bonds of the village of Matteawan, in the county of Dutchess, to the amount of not to exceed fifty-five thousand eighty-six dollars, to be issued for the purpose of providing for the expense of completing the construction of the sewer system already authorized and under contract and in course of construction in and for the said village; and to legalize the special election held in the said village on the tenth day of January, nineteen hundred and six, and all the proceedings of the board of trustees of the said village authorizing and directing the issue of said bonds."

Also, the bill introduced by Mr. Myron Smith (No. 901, Int. No. 765), entitled "An act to legalize, ratify and confirm an issue of bonds of the village of Fishkill Landing, in the county of Dutchess, to the amount of four thousand dollars, to be issued for the purpose of providing for the expense of building an additional story to and making other alterations in one of the fire houses of the said village of Fishkill Landing, the property of said village, known as the Lewis Tompkins Hose Company's house; and to legalize the special election held in the said village on the nineteenth day of December, nineteen hundred and five, and all the proceedings of the board of trustees of the said village authorizing and directing the issue of said bonds."

Also, the bill introduced by Mr. Lupton (No. 102, Int. No. 102), entitled "An act to prevent the location, construction, maintenance and operation of a street surface railroad or railroad of any kind in or upon Beach lane at Westhampton beach, in the town of Southampton, in suffolk county."

Also, the bill introduced by Mr. Cunningham (No. 953, Int. No. 799), entitled "An act to incorporate trustees of the Rose N. Yager Loan Fund, by that name."

Also, the bill introduced by Mr. Wade (No. 837, Int. No. 720), entitled "An act to change and diminish the boundaries of the village of Celoron, Chautauqua county, by excluding therefrom certain territory and setting the same back into the township of Ellicott."

Also, the bill introduced by Mr. Waddell (No. 636, Int. No. 586), entitled "An act to authorize the Comptroller to hear and determine the application of William C. Robinson and Boyden Robinson for the redemption of lot number forty-two, township twenty-one, in the town of Long Lake, Totten and Crossfield's Purchase, Hamilton county, from the sales thereof by the Comptroller for unpaid taxes in the years eighteen hundred and eighty-five and eighteen hundred and ninety."

Also, the bill introduced by Mr. Cunningham (No. 382, Int. No. 363), entitled "An act to amend the Consolidated School Law, in relation to the apportionment of State school moneys."

Also, the bill introduced by Mr. Apgar (No. 439, Int. No. 409), entitled "An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill and the several acts amendatory thereof,' in relation to the construction and maintenance of public docks within the village."

Reported the same without recommendations, which report was agreed to and said bills ordered engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Cox (No. 408, Int. No. 384), entitled "An act to amend the Lien Law, relative to liens on animals for labor done and materials furnished," reported the same with the following recommendations:

Page 1, lines 4 and 5, strike out "the following:" also insert the word "two" before word "new" on line 5, and on same

line insert "be sections seventy-five and seventy-six respectively and to" before the word "read".

Page 1, line 6, strike out word "Page" and insert "§".

Page 2, line 24, strike out word "Page" and insert "§".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Cox (No. 803, Int. No. 696), entitled "An act to amend chapter five hundred and thirty-eight of the Laws of nineteen hundred and four, entitled 'An act in relation to the registration and identification of motor vehicles and the use of the public highways by such vehicles,' providing for the release from custody and furnishing of bail by persons charged with violation of the Motor Vehicle Law," reported the same with the following recommendations:

Page 1, line 2, insert at end of line after "four," the following: "entitled, 'An act in relation to the registration and identification of motor vehicles and the use of the public highways by such vehicles,'".

Page 1, line 3, strike out words "known as the motor vehicle law" also "so as".

Page 2, line 22, insert a "," after the word "officer".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. West, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend chapter four hundred and forty-one of the Laws of eighteen hundred and ninety-nine, entitled 'An act to create a commissioner of jurors in the several counties of this State,' in relation to limiting the class of counties in which an assistant commissioner may be appointed." (No. 823, Int. No. 716.)

"An act to amend chapter six hundred and fourteen of the Laws of eighteen hundred and eighty-seven, in relation to police pension fund of the city of Rochester." (No. 855, Int. No. 736.)

"An act to authorize the board of estimate and apportionment



of the city of New York to audit and allow a sheriff of the county of New York such legal expenses as he may be put to, not exceeding three thousand dollars per annum, for three years after the expiration of his term of office." (No. 857, Int. No. 738.)

"An act to amend the Forest, Fish and Game Law, in relation to fishing in Otsego lake." (No. 904, Int. No. 768.)

"An act to amend chapter fifty-one of the Laws of eighteen hundred and eighty-two, entitled 'An act in relation to the Supreme Court library, located at Delhi,' relative to the salary of the librarian." (No. 931, Int. No. 777.)

"An act in relation to appropriations in cities of the second class." (No. 999, Int. No. 836.)

"An act to amend chapter four hundred and forty-one of the Laws of eighteen hundred and ninety-nine, entitled 'An act to create a commissioner of jurors in the several counties of this State,' in relation to Herkimer county." (No. 40, Int. No. 40.)

"An act to amend the Tax Law, in relation to sales for non-payment of taxes in Clinton county." (No. 610, Int. No. 561.)

"An act to enable the fire commissioner of the city of New York to rehear and determine the charges against William H. Weise, fireman of the first grade, for reinstatement in said department." (No. 592, Int. No. 543.)

"An act to amend chapter three hundred and ninety-six of the Laws of eighteen hundred and eighty-five, entitled 'An act to revise the charter of the city of Dunkirk,' in relation to the paving of Railroad avenue." (No. 839, Int. No. 722.)

"An act to amend chapter three hundred and ninety-six of the Laws of eighteen hundred and eighty-five, entitled 'An act to revise the charter of the city of Dunkirk,' relating to police commissioners and policemen." (No. 838, Int. No. 721.)

"An act relating to the collection of taxes in the town of Castile in the county of Wyoming." (No. 860, Int. No. 741.)

"An act in relation to official papers and printing in cities of the second class." (No. 998, Int. No. 837.)



"An act in relation to acquiring a site therefor and the erection of public buildings for the use of Cortland county and the city of Cortland." (No. 905, Int. No. 769.)

"An act to amend chapter three hundred and ninety-six of the Laws of eighteen hundred and eighty-five, entitled 'An act to revise the charter of the city of Dunkirk,' in relation to tax for improvements." (No. 841, Int. No. 724.)

"An act authorizing and directing the board of estimate and apportionment of the city of New York, in its discretion to audit and allow, and also authorizing and directing the comptroller of the city of New York to pay to James C. Daly, compensation for services rendered to the city of New York as superintendent of sections in the department of docks and ferries." (No. 98, Int. No. 98.)

"An act to amend chapter two hundred and sixty-nine of the Laws of eighteen hundred and seventy-two, entitled 'An act authorizing the construction of a bridge across the Hudson river at the city of Albany, and incorporating the "Albany and Greenbush Bridge Company,"' relative to the sale of tickets." (No. 1033, Int. No. 663.)

"An act to amend the Code of Civil Procedure, in relation to the verification of pleadings in the justice's court." (No. 1034, Int. No. 347.)

"An act to amend chapter one hundred and thirty-six of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Cobleskill, Schoharie county,' relative to conferring on the board of trustees power and authority to cause connections to be made with the village water and sewer systems in certain cases, and for the collection of the expense thereof from the property owners benefited; also, in relation to sidewalks, and increasing the per centum limit of the value of taxable property for annual tax levying purposes, in said village." (No. 1032, Int. No. 688.)

"An act to amend chapter two hundred and sixty-six of the Laws of nineteen hundred and three, entitled 'An act to provide for the holding of town meetings and elections in counties of

the State having a certain population,' relative to the times of such town meetings and elections, the terms of town officers and the compensation of certain committees and supervisors of such counties." (No. 1035, Int. No. 334.)

"An act to authorize the dock commissioner of the city of New York, in his discretion, to reopen the proceedings on which Henry Head, an engineer, was dismissed from the dock department of the city of New York, and to rehear and determine the charges against the said Henry Head." (No. 720, Int. No. 639.)

Mr. Moreland offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the bill No. 854, Int. No. 735, entitled "An act to establish the Hudson-Fulton Celebration Commission, and to prescribe the powers and duties thereof and making an appropriation therefor."

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

Said bill having been announced for a second reading,

Mr. Moreland moved to amend as follows:

Page 1, line 4, strike out "Jessup" and insert "Jesup".

Page 1, line 5, strike out "Pierrepoint" and insert "Pierpont".

Page 1, line 6, strike out "Alcroft" and insert "Aldcroft".

Page 2, line 5, strike out "Callahan" and insert "Callanan".

Page 2, line 17, strike out "N" and insert "E".

Page 2, line 22, strike out "James H. Kennedy".

Page 3, lines 3 and 4, strike out of line 4 "Jacob W. Miller" and insert it after "burn" in line 3.

Page 3, line 5, strike out "Orel" and insert "Orrel".

Page 3, line 15, strike out "Selisburg" and insert "Seligsburg".

Page 3, line 19, strike out "Strauss" and insert "Straus".

Page 3, line 25, insert before "J" "Henry A. Wetmore".

Page 5, line 14, strike out "Jessup" and insert "Jesup".

Page 5, line 15, strike out "Pierrepoint" and insert "Pierpont".

Page 5, line 16, strike out "Apgar" and insert "Agar".

Page 5, line 20, strike out "Thomas H. Hubbard".

Page 5, line 21, strike out "James H. Kennedy".

Page 6, line 5, strike out "Strauss" and insert "Straus".

Page 7, line 21, strike out "appropriation" and insert "appropriations".

Page 7, line 21, insert after "herein" "or hereafter".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Ordered that said bill be reprinted.

On motion of Mr. Moreland, said bill was recommitted to the committee on ways and means.

The bill (No. 58) entitled "An act to amend section two hundred and seventy-four of the Real Property Law relative to the recording of unusual forms of mortgages" (Int. No. 58), was read the second time.

On motion of Mr. Salomon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 605) entitled "An act to change the name of the Evangelical Congregational Church, of Schenectady, New York, a religious corporation, to the First Congregational Church of Schenectady, New York" (Int. No. 556), was read the second time.

On motion of Mr. Wemple, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 943) entitled "An act to authorize the rector, church-wardens and vestrymen of the Church of the Ascension in the city of New York, to increase the number of its vestrymen" (Int. No. 789), was read the second time.

On motion of Mr. Prentice, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 915) entitled "An act to amend the Highway Law, in relation to the improvement, repair and maintenance of highways" (Int. No. 274), having been announced for a third reading,

On motion of Mr. West, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 914) entitled "An act to amend the County Law, in relation to the expenses of county judge and surrogate" (Int. No. 447), having been announced for a third reading,



On motion of Mr. Matthews, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 971) entitled "An act to authorize the board of estimate and apportionment of the city of New York, to change the location of the railroad tracks of the Coney Island and Brooklyn Railroad Company in Coney Island avenue, borough of Brooklyn, from the side of the street to the center thereof" (Int. No. 62), having been announced for a third reading,

Mr. Agnew moved that said bill be recommitted to the committee on affairs of cities, with instruction to report the same forthwith amended as follows:

On page 1, line 2, after the word "empowered" insert "in its discretion".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Burnett, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 917) entitled "An act to amend the Greater New York charter, in relation to the items to be included in annual estimate" (Int. No. 470), having been announced for a third reading,

Mr. Cohalan moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

On page 1, line 10, after the word "New York" insert the words "The postmaster of New York city collectors of Internal Revenue, United States District Attorney and all other federal officers having offices in New York city."

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.



Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

## AYES 17

## NOES 82

Those who voted in the affirmative were:

Agnew	Francis	McGuire	Quinn	Thompson
Bernstein	Grattan	Oliver	Smith A E	Wilson
Charles	Hooper	Prentice	Story	Yale
Cohalan	Lewis			

Those who voted in the negative were:

Allen F E	DeGroot	Harawitz	Mead	Smith M F
Allen J G	Draper	Harvey	Merritt	Smith Myron
Averill	Eagleton	Hastings	Mills	Sprenger
Bass	Eckmann	Hoffman	Moreland	Stanley
Becker	Feth	Hooker	Murphy	Steele
Bird	Filley	Hubbs	Nolan	Steffens
Boshart	Foelker	Kavanagh	Oglesby	Surpless
Brady	Foster	Keyes	Palmer G M	Volk
Brennan	Fowler	Krulewitch	Palmer S J	Wade
Campbell	Gates	Lansing	Patton	Wainwright
Carnochan	Grady	LaFetra	Salomon	Weber
Colne	Gray A B	Lee A E	Schoeneck	Whitney F G
Coon	Green	Lee W I	Schwegler	Williams
Cowan	Gregory	Lupton	Shanahan	Winters
Cox	Gunderman	Maher	Shuttleworth	Wood
Crosley	Hammond	Matthews	Smith J E	Young
Cunningham	Hapeman			

Mr. Prentice moved to reconsider the vote by which said bill was lost, and that said motion lie on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

The bill (No. 847) entitled "An act to amend the Town Law, in relation to the recording of deeds in the town of Niagara, Niagara county, and the duties of town and county clerks in respect thereto" (Int. No. 408), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 85  
NOES 26

Those who voted in the affirmative were:

Agnew	Feth	Hooker	Moreland	Smith Myron
Allen F E	Fillely	Hooper	Murphy	Sprenger
Bird	Foster	Hubbs	Nevins	Stanley
Bisland	Fowler	Kavanagh	Oglesby	Steffens
Brady	Francis	Keyes	Oliver	Story
Brennan	Gates	Knapp	Palmer S J	Surpless
Burns	Grady	Krulewitch	Patton	Tompkins
Campbell	Green	Lansing	Pratt	Volk
Chamberlain	Gregory	Lee A E	Quinn	Weber
Charles	Gurnett	Lee W I	Reilly	Wells
Cunningham	Hackett	Lewis	Rock	West
Donohue	Hamn	Lupton	Schwegler	Whitney F G
Draper	Hapeman	Lynch	Scovill	Williams
Dressing	Harte	Maier	Shuttleworth	Wilson
Eagleton	Harvey	Matthews	Smith A E	Winters
Eckmann	Hastings	McGuire	Smith J E	Wood
Evans	Hoffman	Mills	Smith M F	Young

Those who voted in the negative were:

Averill	Colne	Gunderman	Nolan	Schoeneck
Bass	Coon	Hammond	Palmer G M	Shanahan
Becker	Cox	LaFetra	Prentice	Wade
Bohan	Crosley	Maher	Salomon	Wainwright
Boshart	DeGroot	Merritt	Schmitt	Whitley
Cohalan				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 918) entitled "An act to amend chapter five hundred and ninety-nine of the Laws of eighteen hundred and ninety-eight, entitled 'An act to incorporate the Security Assurance Company,' relative to authorizing the Security Assurance Company to change its name and increase the number of its officers and directors" (Int. No. 190), having been announced for a third reading,

On motion of Mr. Young, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 754) entitled "An act to amend the Labor Law, relative to factories" (Int. No. 192), having been announced for a third reading.

On motion of Mr. Prentice, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 1019) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article fourteen of the Constitution, relating to the adoption of amendments by the people" (Int. No. 585), having been announced for a third reading,

On motion of Mr. Hamn, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 698) entitled "An act to amend the Labor Law, relative to labor in tenements" (Int. No. 194), having been announced for a third reading,

Mr. Prentice moved that said bill be recommitted to the committee on labor and industries, with instructions to report the same forthwith amended as follows:

Page 6, line 26, strike out the word "living" and insert the word "working".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. F. E. Allen, from the committee on labor and industries, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1001) entitled "An act to amend subdivision two of section twenty-four of chapter one hundred and twelve of the Laws of eighteen hundred and ninety-six, entitled 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and to provide for local option, constituting chapter twenty-nine of the general laws,' relative to the distance of public libraries from places where liquor is sold" (Int. No. 25), having been announced for a third reading,

On motion of Mr. F. G. Whitney, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 1002) entitled "An act to amend chapter three hundred and seventy-one of the Laws of eighteen hundred and ninety-six, entitled 'An act to authorize the issuing of licenses to honorably discharged soldiers, sailors and marines for hawk-



ing, peddling and vending of merchandise within this State,' by extending its provisions to certain volunteer firemen" (Int. No. 459), having been announced for a third reading,

On motion of Mr. Nolan, said bill was laid aside, retaining its place on the order of third reading.

The Senate bill (No. 392) entitled "An act to amend the Greater New York charter, in relation to bail to be furnished by push cart peddlers" (Rec. No. 49), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 1

Those who voted in the affirmative were:

Agnew	Cunningham	Hammond	Miller	Sprenger
Allen F E	DeGroot	Hapeman	Moreland	Stanley
Averill	Donohue	Harawitz	Murphy	Steele
Baldwin	Dowling	Harte	Nevins	Steffens
Bass	Draper	Hartman	Nolan	Story
Becker	Eagleton	Hastings	Oglesby	Surpless
Beebe	Eckmann	Hoffman	Oliver	Thompson
Bernstein	Evans	Hooper	Palmer G M	Tompkins
Bird	Farnan	Hubbs	Palmer S J	Volk
Bohan	Feth	Kavanagh	Patton	Wade
Boshart	Filley	Keyes	Phillips	Wainwright
Brennan	Fish	Knapp	Pratt	Weber
Burnett	Foelker	Krulewitch	Quinn	Wedemeyer
Burns	Foster	Lansing	Rock	Wells
Burzynski	Fowler	LaFetra	Rogers	Wemple
Carnochan	Francis	Lee A E	Salomon	West
Caughlan	Fritz	Lee W I	Santee	Whitley
Chamberlain	Gates	Lewis	Schoeneck	Whitney F G
Charles	Gray A B	Long	Schwegler	Whitney G H
Cohalan	Gray F J	Lupton	Scovill	Williams
Colne	Green	Lynch	Shanahan	Wilson
Coon	Gregory	Maier	Shuttleworth	Winters
Cowan	Gunderman	Matthews	Smith J E	Wood
Cox	Gurnett	Mead	Smith M F	Young
Crosley	Hackett	Merritt	Smith Myron	

In the negative:

Prentice



Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 315) entitled "An act to enable any town owning stock in the Cooperstown and Susquehanna Valley Railroad Company to sell stock" (Rec. No. 34), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hamn	Miller	Smith J E
Allen F E	Cunningham	Hapeman	Mills	Smith M F
Allen J G	DeGroot	Harawitz	Moreland	Smith Myron
Apgar	Donohue	Harte	Murphy	Sprenger
Averill	Dowling	Hartman	Nevins	Stanley
Bass	Draper	Hastings	Norton	Steele
Becker	Eagleton	Hoffman	Oliver	Steffens
Beebe	Eckmann	Hooker	O'Neill	Story
Bernstein	Evans	Hooper	Palmer G M	Surpless
Bird	Farnan	Hubbs	Palmer S J	Thompson
Bisland	Filley	Keyes	Patton	Volk
Bohan	Fish	Knapp	Phillips	Waddell
Boshart	Foelker	Krulewitch	Pratt	Wade
Brady	Foster	Lansing	Prentice	Wainwright
Brennan	Fowler	LaFetra	Quinn	Weber
Burnett	Francis	Lee A E	Rock	Wedemeyer
Burzynski	Gates	Lee W I	Rogers	Wells
Campbell	Grady	Lewis	Salomon	Wemple
Carnochan	Grattan	Lupton	Sammon	West
Carrier	Gray A B	Lynch	Santee	Whitley
Caughlan	Gray F J	Maher	Schmitt	Whitney F G
Chamberlain	Green	Maier	Schoeneck	Williams
Cohalan	Gregory	Matthews	Scovill	Wilson
Colne	Gunderman	McGuire	Shanahan	Winters
Coon	Gurnett	Mead	Shuttleworth	Wood
Cowan	Hackett	Merritt	Smith A E	Young
Cox				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 282) entitled "An act to amend chapter six hundred and nineteen of the Laws of eighteen hundred and ninety-four, entitled 'An act to amend chapter four hundred and thirty-four of the Laws of eighteen hundred and seventy-three, entitled "An act authorizing the formation of a corporate body to be known as the Firemen's Association of the State of New York,"' in relation to the amount of property said association may purchase, hold and convey" (Rec. No. 48), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hackett	Murphy	Smith Myron
Allen F E	Cox	Hammond	Nevins	Sprenger
Allen J G	Crosley	Hamn	Nolan	Stanley
Apgar	Cunningham	Hapeman	Norton	Steele
Averill	DeGroot	Harawitz	Oglesby	Steffens
Baldwin	Donohue	Hastings	Oliver	Story
Bass	Dowling	Hoffman	O'Neill	Surpless
Becker	Draper	Hooker	Palmer G M	Thompson
Bedell	Dressing	Hooper	Patton	Tompkins
Beebe	Eagleton	Hubbs	Phillips	Volk
Bernstein	Evans	Kavanagh	Pratt	Waddell
Bird	Farnan	Keyes	Prentice	Wade
Bisland	Feth	Krulewitch	Quinn	Wainwright
Bohan	Filley	Lansing	Reilly	Weber
Boshart	Fish	LaFetra	Rock	Wedemeyer
Brady	Foelker	Lee A E	Rogers	Wells
Brennan	Foster	Lee W I	Salomon	Wemple
Burnett	Fowler	Lewis	Sammon	West
Burns	Francis	Maier	Santee	Whitney F G
Burzynski	Gates	Matthews	Schoeneck	Whitney G H
Carnochan	Grady	McGuire	Schwegler	Williams
Carrier	Grattan	Mead	Scovill	Wilson
Caughlan	Gray A B	Merritt	Shanahan	Winters
Chamberlain	Gray F J	Miller	Shuttleworth	Wood
Charles	Green	Mills	Smith A E	Yale
Colne	Gregory	Moreland	Smith J E	Young
Coon	Gunderman			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 317) entitled "An act to amend the Code of Civil Procedure, relative to the preference of causes upon the calendar" (Rec. No. 40), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Harawitz	Mills	Sprenger
Allen F E	Crosley	Harte	Moreland	Stanley
Allen J G	Cunningham	Hartman	Murphy	Steele
Apgar	Donohue	Hastings	Nevins	Steffens
Averill	Dowling	Hoffman	Nolan	Story
Baldwin	Draper	Hooker	Oglesby	Surpluss
Bass	Eagleton	Hooper	Oliver	Thompson
Becker	Eckmann	Hubbs	O'Neill	Tompkins
Beebe	Evans	Kavanagh	Palmer S J	Volk
Bernstein	Feth	Keyes	Patton	Waddell
Bird	Filley	Knapp	Phillips	Wade
Bisland	Fish	Krulewitch	Pratt	Wainwright
Bohan	Foelker	Lansing	Prentice	Weber
Boshart	Foster	LaFetra	Quinn	Wedemeyer
Brady	Fowler	Lee W I	Rogers	Wells
Brennan	Francis	Lewis	Salomon	Wemple
Burnett	Fritz	Long	Santee	West
Burns	Gates	Lupton	Schmitt	Whitley
Burzynski	Grattan	Lynch	Schwegler	Whitney F G
Carnochan	Gray F J	Maher	Scovill	Whitney G H
Carrier	Green	Maier	Shanahan	Williams
Caughlan	Gregory	Matthews	Shuttleworth	Wilson
Charles	Gunderman	McGuire	Smith A E	Winters
Cohalan	Hackett	Mead	Smith J E	Wood
Colne	Hammond	Merritt	Smith M F	Yale
Coon	Hamm	Miller	Smith Myron	Young
Cowan	Hapeman			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 395) entitled "An act to amend section two hundred and ninety of the Penal Code relating to children" (Rec. No. 55), having been announced for a third reading,

On motion of Mr. Grattan, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

Mr. West offered for the consideration of the House a resolution, in the words following:

Resolved, That the State Comptroller be and is hereby requested to furnish the Legislature with specific information in regard to the defects, delays and irregularities alleged in his annual report in regard to public printing for information in connection with a bill introduced by Mr. West in regard to public printing.

Which was referred to the committee on public printing.

Mr. S. J. Palmer offered for the consideration of the House a resolution, in the words following:

In view of the statement made in the report of the Comptroller for the year 1906, submitted to the Legislature relating to the State printing, showing the enormous expenditure of \$770,379.19 for the fiscal year ending September 30, 1905.

Resolved, That the Comptroller and the heads of the various State departments be requested to furnish for the consideration of this House, on or before March 15, 1906, a detailed statement of all the moneys expended by them for printing, the service for which payment was rendered, and to whom payment was made; also how much of the amount thus paid was covered by the contracts for legislative and department printing, or either of such contracts—giving a detailed statement of the cost of the work by contract or otherwise—the amount paid for printing exempted by law and the prices paid for this printing, together with the method in vogue in giving out this work, with a view of enacting remedial legislation in order to promote economy and efficiency in State printing and prevent abuses if such are found to exist. For information in regard to bill introduced by Mr. West in relation to public printing, to which committee such information shall be referred.

Which was referred to the committee on public printing.

The privileges of the floor were extended to Hon. Frank W. Standart, a former member.

Mr. Baldwin was excused until Wednesday, March 7th.

Messrs. Wemple and Norton were excused until Tuesday, March 6th.

On motion of Mr. Moreland, the House adjourned.



TUESDAY, MARCH 6, 1906.

The House met pursuant to adjournment.

Prayer by Rev. William E. Marden, Troy.

On motion of Mr. Moreland, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to authorize the towns of Suffolk county to acquire lands for park purposes, and to issue bonds therefor" (No. 228, Rec. No. 77), which was read the first time and referred to the committee on internal affairs.

"An act creating the offices of police justice and assistant police justice, in the village of Port Chester, in the county of Westchester, and to provide for the raising annually an amount sufficient to pay the salaries of said officers" (No. 281, Rec. No. 78), which was read the first time and referred to the committee on affairs of villages.

"An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' as amended by chapter two hundred and two of the Laws of nineteen hundred and one, relating to the salary of the commissioner of charities of said city" (No. 506, Rec. No. 79), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize the board of education of the city of New Rochelle to use for the completion of the school building on North avenue money appropriated for school purposes in said city" (No. 507, Rec. No. 80), which was read the first time and referred to the committee on affairs of cities.

"An act to divide the second judicial district into two judicial districts, to be known as the second judicial district and the ninth judicial district" (No. 499, Rec. No. 81), which was read the first time and referred to the committee on the judiciary.

"An act to extend the time of the Danbury and Harlem Traction Company to complete the construction of its road and ex-

tensions and to put the same in operation" (No. 447, Rec. No. 82), which was read the first time and referred to the committee on railroads.

"An act to provide for acquiring the land, known as the Watkins Glen, in Schuyler county, and making an appropriation therefor" (No. 185, Rec. No. 83), which was read the first time and referred to the committee on ways and means.

"An act to amend chapter one hundred and thirty-seven of the Laws of eighteen hundred and eighty-six, entitled 'An act to incorporate the State executive committee of the Young Men's Christian Associations of the State of New York,' in respect to trustees and the election thereof" (No. 168, Rec. No. 84), which was read the first time and referred to the committee on the judiciary.

"An act to amend section fifteen hundred and thirty-two of chapter four hundred and ten of the Laws of eighteen hundred and eighty-two, known as the consolidation act, as amended by chapter eighty-one of the Laws of eighteen hundred and eighty-eight" (No. 323, Rec. No. 85), which was read the first time and referred to the committee on affairs of cities.

"An act for the relief of Bartholomew Moynahan, in payment for services as stenographer and for stenographic minutes of trials, held in the criminal term, part one of the Supreme Court, furnished to the city of New York" (No. 277, Rec. No. 86), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize the board of trustees of school district number two, town of North Hempstead, county of Nassau, to retire certain bonds of said district and to issue other bonds in lieu thereof" (No. 390, Rec. No. 87), which was read the first time and referred to the committee on internal affairs.

"An act to reduce the ferriage of the ferry known as the Long Island Railroad Ferry, plying between the foot of East Thirty-fourth street in the borough of Manhattan, and Borden avenue in the First ward of the borough of Queens, and to establish a rate of ferriage thereon" (No. 495, Rec. No. 88), which was read

the first time and referred to the committee on commerce and navigation.

"An act to regulate street railway fares in the county and borough of Queens" (No. 496, Rec. No. 89), which was read the first time and referred to the committee on railroads.

"An act to release to the children of Joseph Roebuck, deceased, the right, title and interest of the people of the State of New York, acquired by escheat, in and to certain real estate, situate at Maspeth, in the borough of Queens, in the city of New York" (No. 500, Rec. No. 90), which was read the first time and referred to the committee on ways and means.

"An act to further amend section five of chapter five hundred and fifty-three of the Laws of eighteen hundred and ninety-five, as amended by section five of chapter nine hundred and fifty-nine of the Laws of eighteen hundred and ninety-five, as amended by chapter two hundred and four of the Laws of nineteen hundred and five, entitled 'An act in relation to the Supreme Court in the first judicial district and the Appellate Division thereof,' making provision for the appointment by said Appellate Division in the first department of official referees and for their compensation" (No. 368, Rec. No. 91), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Forest, Fish and Game Law, in relation to lake trout in Dutchess county" (No. 511, Rec. No. 92), which was read the first time and referred to the committee on fisheries and game.

"An act to amend the Banking Law, relative to securities in which deposits in savings banks may be invested" (No. 421, Rec. No. 93), which was read the first time and referred to the committee on banks.

"An act to amend subdivision twelve, section fourteen, title seven, of the Consolidated School Law, subdivision seven of section forty-seven, title seven, of the Consolidated School Law, and subdivision six of section fifteen of title eight of the Consolidated School Law; and to legalize certain acts of trustees of school districts" (No. 418, Rec. No. 94), which was read the first time and referred to the committee on public education.



"An act to amend chapter one hundred and ninety-four of the Laws of nineteen hundred, entitled 'An act to make the office of supervisor of Montgomery county a salaried office, and fixing the compensation of the clerk of the board of supervisors,' in respect to the sessions of said board, the time and manner of auditing claims against said county, and the compensation of the clerk of said board" (No. 370, Rec. No. 95), which was read the first time and referred to the committee on internal affairs.

Mr. Cohalan introduced a bill entitled "An act to repeal chapter six hundred and sixty-nine of the Laws of nineteen hundred and five, entitled 'An act to authorize the grant of lands under the waters of Pelham bay, in the city of New York, to the Harlem River and Port Chester Railroad Company, for its corporate purposes'" (Int. No. 967), which was read the first time and referred to the committee on ways and means.

Also, "An act to repeal chapter six hundred and seventy of the Laws of nineteen hundred and five, entitled 'An act authorizing the city of New York to grant to the Harlem River and Port Chester Railroad Company, land in Pelham bay park and the Bronx and Pelham parkway, for its corporate purposes'" (Int. No. 968), which was read the first time and referred to the committee on affairs of cities.

Mr. Dowling introduced a bill entitled "An act to amend the Greater New York charter, in respect to the condition and organization of the department of health" (Int. No. 969), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend section fifteen hundred and seventy-one of the Greater New York charter, relating to the office of coroner" (Int. No. 970), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Banking Law, relative to opening and maintaining branch offices by banks and trust companies" (Int. No. 971), which was read the first time and referred to the committee on banks.



Mr. Eagleton introduced a bill entitled "An act to establish a public bath, on Carmine street, in the city of New York" (Int. No. 972), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to provide for the distribution of certain public documents and reports to public libraries" (Int. No. 973), which was read the first time and referred to the committee on general laws.

Mr. Harte introduced a bill entitled "An act to regulate the heating of street cars in the city of New York" (Int. No. 974), which was read the first time and referred to the committee on railroads.

Mr. Hubbs introduced a bill entitled "An act to amend subdivision one of section twenty-four of chapter one hundred and twelve of the Laws of eighteen hundred and ninety-six" (Int. No. 975), which was read the first time and referred to the committee on excise.

Mr. Knapp introduced a bill entitled "An act to amend the Forest, Fish and Game Law in relation to the salaries of the inspectors" (Int. No. 976), which was read the first time and referred to the committee on ways and means.

Mr. Nolan introduced a bill entitled "An act to amend section one hundred and sixty-four of the Agricultural Law, entitled 'An act in relation to agriculture, constituting articles one, two, three, four and five of chapter thirty-three of the general laws'" (Int. No. 977), which was read the first time and referred to the committee on agriculture.

Mr. A. E. Smith introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of any officer or member of the State militia for counsel fees and expenses, and to render judgment therefor" (Int. No. 978), which was read the first time and referred to the committee on claims.

Mr. Myron Smith introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for hares and rabbits in certain counties" (Int. No. 979), which

was read the first time and referred to the committee on fisheries and game.

Mr. Stanley introduced a bill entitled "An act creating a commission to confer with the Governor and Legislature of the State of New Jersey for the purpose of developing a system of transit between the city of New York and the State of New Jersey" (Int. No. 980), which was read the first time and referred to the committee on ways and means.

Mr. Wainwright introduced a bill entitled "An act to provide for the appointment of Supreme Court commissioners in judicial departments containing counties having a certain population, and providing for the mode of selecting and appointing such Supreme Court commissioners in and for each of said judicial departments, and regulating and prescribing the duties of such commissioners" (Int. No. 981), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend chapter five hundred and seventeen of the Laws of eighteen hundred and ninety-nine, entitled 'An act to authorize the paving or macadamizing of streets, avenues, highways and public places in the village of Port Chester, Westchester county, and to provide for the payment of the expense of the same'" (Int. No. 982), which was read the first time and referred to the committee on affairs of villages.

Also, "An act to provide for the keeping of the civil judicial statistics of the State of New York". (Int. No. 983), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Code of Civil Procedure with reference to sham answers and defenses" (Int. No. 984), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Code of Civil Procedure with reference to the taking of depositions by Supreme Court commissioners in counties in which such commissioners have been appointed" (Int. No. 985), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Code of Civil Procedure with reference to proceedings before trial in counties in which Supreme

Court commissioners have been appointed by adding thereto a new section to be known as section seven hundred and twenty-a" (Int. No. 986), which was read the first time and referred to the committee on codes.

Mr. Wood introduced a bill entitled "An act to amend the Domestic Relations Law, by providing for marriage licenses" (Int. No. 987), which was read the first time and referred to the committee on general laws.

Mr. Hooper introduced a bill entitled "An act to establish a ferry from and to Gunnison's landing in the town of Crown Point, Essex county, across Lake Champlain to and from a point in the east shore of said Lake Champlain, in the town of Bridport, in the State of Vermont, called Brook's" (Int. No. 988), which was read the first time and referred to the committee on commerce and navigation.

Mr. Lupton (by request) introduced a bill entitled "An act to make the office of county clerk of Suffolk county a salaried office and regulating the management of said office and fixing the salary of said clerk and his assistants" (Int. No. 989), which was read the first time and referred to the committee on internal affairs.

Mr. Nevins introduced a bill entitled "An act to make the office of county clerk of Wyoming county a salaried office, and regulating the management of said office" (Int. No. 990), which was read the first time and referred to the committee on internal affairs.

Mr. Stanley introduced a bill entitled "An act to provide for the retaxation by the Appellate Division of the Supreme Court of the State of New York for the second judicial department of the claim of Nelson J. Waterbury, junior, as surviving partner of the firm of N. J. and N. J. Waterbury, junior, for services rendered by them for the city of New York, in the trial of the claim of George R. Sheldon, as assignee of William H. deForest, under the provisions of chapter four hundred and ninety of the Laws of eighteen hundred and eighty-three, entitled 'An act to provide new reservoirs, dams and a new aqueduct with the appurtenances thereto, for the purpose of supplying the city of New



York with an increased supply of pure and wholesome water,' and the acts amendatory thereof" (Int. No. 991), which was read the first time and referred to the committee on the judiciary.

Mr. Wood introduced a bill entitled "An act to amend the Agricultural Law, in relation to the delivery of adulterated milk" (Int. No. 992), which was read the first time and referred to the committee on agriculture.

By unanimous consent, Mr. Mead introduced a bill entitled "An act to amend chapter four hundred and twenty-nine of the Laws of eighteen hundred and ninety-three, entitled 'An act to provide for the compilation and continuance and care of certain indexes and records in the Albany county clerk's office,' relative to the execution of the work and the order thereof" (Int. No. 993), which was read the first time.

On motion of Mr. Mead, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on internal affairs.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Wemple (No. 605, Int. No. 556), entitled "An act to change the name of the Evangelical Congregational Church, of Schenectady, New York, a religious corporation, to the First Congregational Church of Schenectady, New York."

Also, the bill introduced by Mr. Prentice (No. 943, Int. No. 789) entitled "An act to authorize the rector, church-wardens and vestrymen of the Church of the Ascension in the city of New York to increase the number of its vestrymen."

Reported the same without recommendations, which report was agreed to and said bill ordered engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Salomon (No. 58, Int. No. 58), entitled "An act to amend section two hundred and seventy-four of the Real Property Law relative to the recording of unusual forms of mortgages," reported the same with the following recommendations:



Amend title to read as follows: "An act to amend the real property law, relative to the recording of unusual forms of mortgages."

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Patton (No. 942, Int. No. 788), entitled "An act to amend chapter ten of the Laws of nineteen hundred and two, entitled 'An act to provide for the holding of town meetings and elections in counties of the State having a certain population,'" reported the same with the following recommendations:

Amend title by changing the period to a comma after the word "population" and adding to word "generally" with a period. Underscore the letter "T" in word "town" in line 5, page 1. On page 3, make following corrections:

Insert "," after word "thereof" in line 4, and in line 12 place the words "box for town propositions" in quotation marks.

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. West, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Election Law, in relation to the abolition or consolidation of election districts in towns." (No. 771, Int. No. 674.)

"An act to amend the Consolidated School Law, in relation to the apportionment of State school moneys." (No. 382, Int. No. 363.)

"An act to incorporate trustees of the Rose N. Yager Loan Fund, by that name." (No. 953, Int. No. 799.)

"An act to authorize the Comptroller to hear and determine the application of William C. Robinson and Boyden Robinson for the redemption of lot number forty-two, township twenty-one, in the town of Long Lake, Totten and Crossfield's Purchase, Hamilton county, from the sales thereof by the Comptroller for unpaid taxes in the years eighteen hundred and eighty-five and eighteen hundred and ninety." (No. 636, Int. No. 586.)

"An act to authorize the macadamizing or paving of streets, avenues or highways, and the construction of the necessary drains, curbing and gutters therefor, and in connection therewith, in the village of White Plains, Westchester county, and to provide the manner and means of paying therefor." (No. 757, Int. No. 424.)

"An act to amend the Military Code, relative to relief from civil or criminal liability, security for and award of costs." (No. 630, Int. No. 580.)

"An act to legalize, ratify and confirm an issue of bonds of the village of Fishkill Landing, in the county of Dutchess, to the amount of four thousand dollars, to be issued for the purpose of providing for the expense of building an additional story to and making other alterations in one of the fire houses of the said village of Fishkill Landing, the property of said village, known as the Lewis Tompkins Hose Company's house; and to legalize the special election held in the said village on the nineteenth day of December, nineteen hundred and five, and all the proceedings of the board of trustees of the said village authorizing and directing the issue of said bonds." (No. 901, Int. No. 765.)

"An act to prevent the location, construction, maintenance and operation of a street surface railroad or railroad of any kind in or upon Beach lane at Westhampton beach, in the town of Southampton, in Suffolk county." (No. 102, Int. No. 102.)

"An act to change and diminish the boundaries of the village of Celoron, Chautauqua county, by excluding therefrom certain territory and setting the same back into the township of Elliott." (No. 837, Int. No. 720.)

"An act to amend chapter three hundred and eighty-eight of the Laws of eighteen hundred and fifty-four, entitled 'An act to incorporate the village of Lyons' generally, and the several acts amendatory thereof and supplemental thereto, and repealing section two of chapter twenty-two of the Laws of eighteen hundred and fifty-nine." (No. 1036, Int. No. 477.)

"An act to amend chapter eight hundred and twenty-three of the Laws of eighteen hundred and ninety-five, entitled 'An act

to regulate barbering on Sunday,' in relation to the borough of Richmond." (No. 304, Int. No. 304.)

"An act to legalize, ratify and confirm an issue of bonds of the village of Mattewan, in the county of Dutchess, to the amount of not to exceed fifty-five thousand eighty-six dollars, to be issued for the purpose of providing for the expense of completing the construction of the sewer system already authorized and under contract and in course of construction in and for the said village; and to legalize the special election held in the said village on the tenth day of January, nineteen hundred and six, and all the proceedings of the board of trustees of the said village authorizing and directing the issue of said bonds." (No. 900, Int. No. 764.)

"An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill and the several acts amendatory thereof,' in relation to the construction and maintenance of public docks within the village." (No. 439, Int. No. 409.)

By unanimous consent, Mr. LaFetra offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 356, Int. No. 338), entitled "An act to provide for additional justices of the Supreme Court of the first judicial district, pursuant to article six of section one of the Constitution of the State of New York."

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

Said bill having been announced,

Mr. LaFetra moved to amend as follows:

First Judicial District, by striking out on page 2, lines 9 to 17 inclusive, and inserting in place thereof the following:

"§ 5. The Supreme Court of the First Judicial District as thus enlarged shall have the same power to appoint and to remove additional special deputy clerks, assistants, stenographers, attendants, court clerks, justices clerks, criers, assistant criers, and interpreters, as is now exercised by the present Justices of the First Judicial District, and the annual salary and compensation of such additional persons shall be equalized with those now performing like duties, payable monthly.



"§ 6. Chapter five hundred and fifty-three of the laws of eight-hundred and ninety-five, as amended by chapter three hundred and sixty-two of the laws of eighteen hundred and ninety-six, chapter six hundred and fifty-six of the laws of eighteen hundred and ninety-seven, chapter one hundred and seventy-two of the laws of eighteen hundred and ninety-eight, chapter three hundred and seventy-nine of the laws of eighteen hundred and ninety-eight, chapter five hundred and seventy-two of the laws of eighteen hundred and ninety-eight, chapter three hundred and seventy-four of the laws of eighteen hundred and ninety-nine, chapter six hundred and fifty-four of the laws of nineteen hundred, chapter four hundred and twenty-two of the laws of nineteen hundred and one, chapter five hundred and nineteen of the laws of nineteen hundred and four, chapter seven hundred and forty-six of the laws of nineteen hundred and five, and acts amendatory thereof, shall apply to the Supreme Court of the First Judicial District, as thus enlarged.

"§ 7. This act shall take effect immediately."

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Ordered, That said bill be reprinted.

On motion of Mr. LaFetra, said bill was recommitted to the committee on the judiciary.

The bill (No. 915) entitled "An act to amend the Highway Law, in relation to the improvement, repair and maintenance of highways" (Int. No. 274), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 107

NOES 5

Those who voted in the affirmative were:

Agnew	Crosley	Hapeman	Mills	Stanley
Allen F E	DeGroot	Harte	Moreland	Steffens
Allen J G	Donohue	Hartman	Nevins	Surpless
Averill	Dowling	Harvey	Oliver	Thompson
Bass	Draper	Hoffman	Palmer G M	Tompkins
Bird	Dressing	Hooker	Palmer S J	Volk
Bisland	Eagleton	Hooper	Patton	Waddell



Bohan	Eckmann	Hubbs	Prentice	Wade
Boshart	Evans	Kavanagh	Reilly	Weber
Brennan	Feth	Knapp	Rock	Wells
Burnett	Filley	Krulewitch	Salomon	Wemple
Burns	Foelker	Lansing	Schoeneck	West
Burzynski	Fowler	Lee A E	Schwegler	Whitley
Campbell	Francis	Lee W I	Scovill	Whitney F G
Carnochan	Gates	Lewis	Shanahan	Whitney G H
Caughlan	Grady	Lupton	Shuttleworth	Williams
Chamberlain	Grattan	Lynch	Smith A E	Winters
Cohalan	Gray F J	Maier	Smith J E	Wood
Colne	Gunderman	McGuire	Smith M F	Yale
Coon	Hackett	Merritt	Smith Myron	Young
Cowan	Hammond	Miller	Sprenger	Mr. Speaker
Cox	Hamn			

Those who voted in the negative were:

Becker	Beebe	Fish	Matthews	Nolan
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Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 914) entitled "An act to amend the County Law, in relation to the expenses of county judge and surrogate" (Int. No. 447), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question, whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Mead	Smith M F
Allen F E	Crosley	Hapeman	Miller	Smith Myron
Allen J G	Cunningham	Harawitz	Mills	Sprenger
Apgar	DeGroot	Harte	Moreland	Stanley
Averill	Donohue	Hartman	Murphy	Steele
Baldwin	Dowling	Hastings	Nevins	Steffens
Bass	Eagleton	Hoffman	Nolan	Story
Becker	Eckmann	Hooker	Oglesby	Surpless
Beebe	Evans	Hooper	Oliver	Thompson
Bernstein	Farnan	Hubbs	Palmer G M	Volk
Bird	Feth	Kavanagh	Palmer S J	Waddell
Bisland	Filley	Keyes	Patton	Wade
Bohan	Fish	Knapp	Phillips	Wainwright
Boshart	Foelker	Krulewitch	Pratt	Weber
Brady	Foster	Lansing	Prentice	Wedemeyer
Brennan	Fowler	LaFetra	Quinn	Wells
Burnett	Francis	Lee A E	Rock	Wemple

Burns	Fritz	Lee W I	Salomon	West
Burzynski	Gates	Lewis	Santee	Whitley
Carnochan	Grattan	Long	Schmitt	Whitney F G
Carrier	Gray A B	Lupton	Schoeneck	Whitney G H
Caughlan	Gray F J	Lynch	Schwegler	Williams
Charles	Green	Maher	Scovill	Wilson
Cohalan	Gregory	Maier	Shanahan	Winters
Colne	Gunderman	Matthews	Smith A E	Wood
Coon	Gurnett	McGuire	Smith J E	Yale
Cowan				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 754) entitled "An act to amend the Labor Law, relative to factories" (Int. No. 192), having been announced for a third reading, attention was called to an error in printing said bill.

On motion of Mr. G. M. Palmer, said bill was recommitted to the committee on revision, retaining its place on the order of third reading.

The bill (No. 1019) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article fourteen of the Constitution, relating to the adoption of amendments by the people" (Int. No. 585), having been announced for a third reading, attention was called to an error in printing said bill.

On motion of Mr. Hamn, said bill was recommitted to the committee on revision, retaining its place on the order of third reading.

The bill (No. 1001) entitled "An act to amend subdivision two of section twenty-four of chapter one hundred and twelve of the Laws of eighteen hundred and ninety-six entitled 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and to provide for local option, constituting chapter twenty-nine of the general laws,' relative to the distance of public libraries from places where liquor is sold" (Int. No. 25), having been announced for a third reading,

On motion of Mr. Hackett, said bill was recommitted to the committee on excise, retaining its place on the order of third reading.

The bill (No. 184) entitled "An act to amend the Labor Law relative to mines and quarries" (Int. No. 184), having been announced for a third reading,

Mr. F. E. Allen moved that said bill be recommitted to the committee on labor and industries, with instructions to report the same forthwith amended as follows:

On page 2, line 7, strike out all after the word "giving";

On line 8, page 2, strike out the following words: "mineral or stone he is seeking, mining or quarrying with";

On line 9, page 2, after the word "owners" insert the word "and," and also strike out the word "and" at the end of said line.

Strike out all matter on line 10, page 2.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. F. E. Allen, from the committee on labor and industries, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 755) entitled "An act to amend the Public Health Law, relative to the number and appointment of members of local boards of health" (Int. No. 258), having been announced for a third reading,

On motion of Mr. Hooker, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 823) entitled "An act to amend chapter four hundred and forty-one of the Laws of eighteen hundred and ninety-nine, entitled 'An act to create a commissioner of jurors in the several counties of this State,' in relation to limiting the class of counties in which an assistant commissioner may be appointed" (Int. No. 716), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



AYES 130

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hamn	Mead	Smith J E
Allen F E	Cox	Hapeman	Merritt	Smith M F
Allen J G	Crosley	Harawitz	Miller	Smith Myron
Apgar	Cunningham	Harte	Mills	Sprenger
Averill	DeGroot	Hartman	Murphy	Stanley
Baldwin	Donohue	Harvey	Nevins	Steele
Bass	Dowling	Hastings	Norton	Steffens
Becker	Draper	Hoffman	Oglesby	Surpluss
Beebe	Evans	Hooker	Oliver	Thompson
Bernstein	Farnan	Hooper	Palmer G M	Volk
Bird	Filley	Hubbs	Palmer S J	Wade
Bisland	Fish	Kavanagh	Patton	Wainwright
Bohan	Foelker	Keyes	Phillips	Weber
Boshart	Foster	Knapp	Pratt	Wedemeyer
Brady	Fowler	Krulewitch	Prentice	Wells
Brennan	Gates	Lansing	Quinn	Wemple
Burns	Grady	LaFetra	Reilly	West
Burzynski	Grattan	Lee A E	Rock	Whitley
Campbell	Gray A B	Lee W I	Rogers	Whitney F G
Carnochan	Gray F J	Lewis	Salomon	Whitney G H
Carrier	Green	Lupton	Sammon	Williams
Caughlan	Gregory	Lynch	Santee	Wilson
Chamberlain	Gunderman	Maher	Schoeneck	Winters
Charles	Gurnett	Maier	Scovill	Wood
Colne	Hackett	Matthews	Shanahan	Yale
Coon	Hammond	McGuire	Shuttleworth	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 855) entitled "An act to amend chapter six hundred and fourteen of the Laws of eighteen hundred and eighty-seven, in relation to police pension fund of the city of Rochester" (Int. No. 736), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

NOES 129

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Mills	Smith J E
Allen F E	Crosley	Hapeman	Moreland	Smith Myron
Allen J G	Cunningham	Harawitz	Murphy	Stanley
Apgar	DeGroot	Hartman	Nevins	Steele



Averill	Donohue	Hastings	Nolan	Steffens
Baldwin	Dowling	Hoffman	Norton	Story
Bass	Draper	Hooker	Oglesby	Surpless
Becker	Dressing	Hooper	O'Neill	Thompson
Bedell	Eagleton	Hubbs	Palmer G M	Tompkins
Beebe	Evans	Kavanagh	Palmer S J	Volk
Bernstein	Farnan	Keyes	Patton	Waddell
Bird	Feth	Knapp	Phillips	Wainwright
Bisland	Filley	Krulewitch	Pratt	Weber
Brady	Fish	Lansing	Prentice	Wedemeyer
Brennan	Foelker	LaFetra	Quinn	Wells
Burnett	Foster	Lee A E	Reilly	Wemple
Burns	Fowler	Lee W I	Rogers	West
Burzynski	Francis	Lewis	Salomon	Whitley
Carnochan	Fritz	Lupton	Sammon	Whitney F G
Carrier	Gates	Maher	Santee	Whitney G H
Caughlan	Grady	Maier	Schoeneck	Wilson
Chamberlain	Gray A B	Matthews	Schwegler	Winters
Charles	Gray F J	McGuire	Scovill	Wood
Colne	Gregory	Mead	Shanahan	Yale
Coon	Hackett	Merritt	Shuttleworth	Young
Cowan	Hammond	Miller	Smith A E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 857) entitled "An act to authorize the board of estimate and apportionment of the city of New York to audit and allow a sheriff of the county of New York such legal expenses as he may be put to, not exceeding three thousand dollars per annum, for three years after the expiration of his term of office" (Int. No. 738), having been announced,

Mr. Campbell moved to strike out the enacting clause.

Debate was had thereon, when

Mr. Moreland moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said motion of Mr. Campbell, and it was determined in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 2

Those who voted in the affirmative were:

Agnew	Cowan	Hann	Mills	Smith Myron
Allen F E	Cox	Hapeman	Moreland	Sprenger
Allen J G	Crosley	Harawitz	Murphy	Stanley
Apgar	Cunningham	Hartman	Nevins	Steele
Averill	DeGroot	Hastings	Nolan	Steffens
Baldwin	Donohue	Hoffman	Oglesby	Story
Bass	Dowling	Hooker	Oliver	Surpluss
Becker	Draper	Hooper	O'Neill	Thompson
Beebe	Eagleton	Hubbs	Palmer G M	Volk
Bernstein	Eckmann	Kavanagh	Palmer S J	Waddell
Bird	Evans	Keyes	Patton	Wade
Bisland	Farnan	Knapp	Phillips	Wainwright
Bohan	Feth	Krulewitch	Pratt	Weber
Boshart	Filley	LaFetra	Prentice	Wedemeyer
Brady	Fish	Lee A E	Quinn	Wells
Brennan	Foster	Lee W I	Rock	Wemple
Burnett	Fowler	Lewis	Rogers	West
Burns	Francis	Long	Salomon	Whitley
Burzynski	Fritz	Lupton	Santee	Whitney F G
Carnochan	Grattan	Lynch	Schoeneck	Whitney G H
Carrier	Gray A B	Maher	Schwegler	Williams
Caughlan	Gray F J	Maier	Scovill	Wilson
Chamberlain	Green	Matthews	Shanahan	Winters
Charles	Gregory	McGuire	Shuttleworth	Wood
Cohalan	Gurnett	Mead	Smith A E	Yale
Colne	Hackett	Merritt	Smith M F	Young
Coon	Hammond	Miller		

Those who voted in the negative were:

Campbell      Foelker

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 904) entitled "An act to amend the Forest, Fish and Game Law, in relation to fishing in Otsego lake" (Int. No. 768), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hann	Murphy	Stanley
Allen F E	DeGroot	Harawitz	Nevins	Steele
Allen J G	Donohue	Harte	Nolan	Steffens
Apgar	Dowling	Hartman	Oglesby	Story

Baldwin	Draper	Hoffman	Oliver	Surpless
Bass	Eckmann	Hooker	Palmer S J	Thompson
Beebe	Evans	Hooper	Patton	Tompkins
Bernstein	Farnan	Kavanagh	Phillips	Waddell
Bird	Feth	Keyes	Pratt	Wade
Bisland	Filley	Knapp	Prentice	Wainwright
Bohan	Fish	Krulewitch	Quinn	Weber
Boshart	Foelker	LaFetra	Rock	Wedemeyer
Brady	Foster	Lee A E	Rogers	Wells
Brennan	Fowler	Lee W I	Salomon	Wemple
Burnett	Francis	Lewis	Santee	West
Burns	Fritz	Long	Schmitt	Whitley
Burzynski	Gates	Lupton	Schoeneck	Whitney F G
Carnochan	Grattan	Lynch	Schwegler	Whitney G H
Carrier	Gray A B	Maher	Scovill	Williams
Caughlan	Gray F J	Maier	Shanahan	Wilson
Charles	Green	Matthews	Shuttleworth	Winters
Cohalan	Gregory	McGuire	Smith A E	Wood
Coon	Gurnett	Miller	Smith J E	Yale
Cowan	Hackett	Mills	Smith M F	Young
Cox	Hammond	Moreland	Smith Myron	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 931) entitled "An act to amend chapter fifty-one of the Laws of eighteen hundred and eighty-two, entitled 'An act in relation to the Supreme Court library, located at Delhi,' relative to the salary of the librarian" (Int. No. 777), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hapeman	Murphy	Smith Myron
Allen F E	Cunningham	Harawitz	Nevins	Sprenger
Allen J G	Donohue	Harte	Norton	Stanley
Apgar	Dowling	Hartman	Oglesby	Steele
Averill	Draper	Harvey	Oliver	Steffens
Baldwin	Eagleton	Hastings	O'Neill	Story
Bass	Eckmann	Hoffman	Palmer G M	Surpless
Becker	Evans	Hooker	Palmer S J	Thompson
Beebe	Farnan	Hooper	Patton	Volk
Bernstein	Filley	Hubbs	Phillips	Waddell
Bird	Fish	Kavanagh	Pratt	Wade
Bisland	Foelker	Knapp	Prentice	Wainwright



Bohan	Foster	Krulewitch	Quinn	Weber
Boshart	Fowler	Jansing	Reilly	Wedemeyer
Brady	Rancis	LaFetra	Rock	Wells
Brennan	Gates	Lee A E	Rogers	Wemple
Burnett	Grady	Lee W I	Salomon	West
Burns	G E ttan	Lewis	Sammon	Whitley
Carnochan	Gray A B	Lupton	Santee	Whitney F G
Carrier	Gray F J	Lynch	Schmitt	Whitney G H
Caughlan	Green	Maher	Schoeneck	Williams
Chamberlain	Gregory	Matthews	Scovill	Wilson
Charles	Gunderman	McGuire	Shuttleworth	Winters
Cohalan	Gurnett	Mead	Smith A E	Wood
Colne	Hackett	Merritt	Smith J E	Yale
Cowan	Hammond	Miller	Smith M F	Young
Cox	Hamn	Moreland		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 999) entitled "An act in relation to appropriations in cities of the second class" (Int. No. 836), having been announced for a third reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 40) entitled "An act to amend chapter four hundred and forty-one of the Laws of eighteen hundred and ninety-nine, entitled 'An act to create a commissioner of jurors in the several counties of this State,' in relation to Herkimer county" (Int. No. 40), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 2

Those who voted in the affirmative were

Agnew	Colne	Gregory	Mills	Stanley
Allen F E	Coon	Gunderman	Moreland	Steele
Allen J G	Cowan	Hammond	Nevins	Steffens
Apgar	Cox	Hamn	Nolan	Story
Averill	Crosley	Hapeman	Norton	Surpluss
Baldwin	Cunningham.	Hartman	Oliver	Thompson
Bass	DeGroot	Hastings	O'Neill	Tompkins



Becker	Donohue	Hoffman	Palmer S J	Volk
Bedell	Draper	Hooper	Patton	Waddell
Beebe	Dressing	Hubbs	Phillips	Wade
Bernstein	Eagleton	Kavanagh	Pratt	Wainwright
Bird	Farnan	Keyes	Prentice	Weber
Bisland	Feth	Knapp	Quinn	Wedemeyer
Bohan	Filley	Krulewitch	Rock	Wells
Boshart	Fish	LaFetra	Rogers	Wemple
Brady	Foelker	Lee A E	Sammon	West
Brennan	Fowler	Lee W I	Santee	Whitley
Burnett	Francis	Lewis	Schoeneck	Whitney F G
Burns	Fritz	Lynch	Schwegler	Whitney G H
Burzynski	Gates	Maher	Scovill	Williams
Carnochan	Grady	Maier	Shanahan	Wilson
Carrier	Grattan	McGuire	Shuttleworth	Winters
Caughlan	Gray A B	Mead	Smith A E	Wood
Chamberlain	Gray F J	Merritt	Smith Myron	Yale
Charles	Green	Miller	Sprenger	Young

Those who voted in the negative were:

Oglesby          Palmer G M

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 610) entitled "An act to amend the Tax Law, in relation to sales for nonpayment of taxes in Clinton county". (Int. No. 561), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hamn	Mills	Smith J E
Allen F E	DeGroot	Harawitz	Moreland	Smith M F
Allen J G	Donohue	Harte	Murphy	Sprenger
Apgar	Dowling	Hartman	Nevins	Stanley
Averill	Draper	Hastings	Nolan	Steele
Baldwin	Eagleton	Hoffman	Oglesby	Story
Bass	Eckmann	Hooker	Oliver	Surpless
Becker	Evans	Hubbs	O'Neill	Thompson
Beebe	Farnan	Kavanagh	Palmer G M	Tompkins
Bernstein	Feth	Keyes	Palmer S J	Volk
Bird	Filley	Knapp	Patton	Wade
Bohan	Fish	Krulewitch	Phillips	Wainwright
Brennan	Foelker	Lansing	Pratt	Weber
Burnett	Foster	Lee A E	Prentice	Wedemeyer

Burns	Fowler	Lee W I	Quinn	Wells
Burzynski	Francis	Lewis	Rock	Wemple
Carnochan	Fritz	Long	Rogers	West
Carrier	Gates	Lupton	Salomon	Whitley
Caughlan	Grattan	Lynch	Santee	Whitney F G
Chamberlain	Gray A B	Maher	Schmitt	Whitney G H
Charles	Gray F J	Maier	Schoeneck	Williams
Cohalan	Green	Matthews	Schwegler	Wilson
Colne	Gregory	McGuire	Scovill	Winters
Coon	Gunderman	Mead	Shanahan	Wood
Cowan	Gurnett	Merritt	Shuttleworth	Yale
Cox	Hackett	Miller	Smith A E	Young
Crosley	Hammond			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 592) entitled "An act to enable the fire commissioner of the city of New York to rehear and determine the charges against William H. Weise, fireman of the first grade, for reinstatement in said department" (Int. No. 543), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Merritt	Smith A E
Allen F E	Crosley	Hapeman	Miller	Smith J E
Allen J G	Cunningham	Harawitz	Mills	Smith Myron
Apgar	DeGroot	Harte	Moreland	Sprenger
Averill	Donohue	Hartman	Murphy	Stanley
Baldwin	Dowling	Harvey	Nevins	Steffens
Bass	Draper	Hastings	Norton	Story
Becker	Eagleton	Hoffman	Oglesby	Surpluss
Beebe	Eckmann	Hooker	O'Neill	Thompson
Bird	Evans	Hooper	Palmer G M	Volk
Bisland	Farnan	Hubbs	Palmer S J	Waddell
Bohan	Filley	Kavanagh	Patton	Wade
Boshart	Fish	Keyes	Phillips	Wainwright
Brady	Foelker	Knapp	Pratt	Weber
Brennan	Foster	Krulewitch	Prentice	Wedemeyer
Burnett	Fowler	LaFetra	Quinn	Wells
Burns	Gates	Lee A E	Reilly	Wemple
Campbell	Grady	Lee W I	Rock	West
Carnochan	Grattan	Lewis	Rogers	Whitley
Carrier	Gray A B	Lupton	Sammon	Whitney F G

Caughlan	Gray F J	Lynch	Santee	Whitney G H
Charles	Green	Maher	Schmitt	Williams
Cohalan	Gregory	Maier	Schoeneck	Wilson
Colne	Gunderman	Matthews	Scovill	Winters
Coon	Hackett	McGuire	Shanahan	Wood
Cowan	Hammond	Mead	Shuttleworth	Yale

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 839) entitled "An act to amend chapter three hundred and ninety-six of the Laws of eighteen hundred and eighty-five, entitled 'An act to revise the charter of the city of Dunkirk' in relation to the paving of Railroad avenue" (Int. No. 722), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hammond	Moreland	Smith A E
Allen F E	DeGroot	Hamn	Nevins	Smith J E
Allen J G	Donohue	Hapeman	Nolan	Smith Myron
Apgar	Dowling	Harawitz	Norton	Sprengr
Averill	Draper	Hartman	Oglesby	Stanley
Baldwin	Dressing	Hastings	Oliver	Steele
Bass	Eagleton	Hoffman	O'Neill	Steffens
Becker	Evans	Hooker	Palmer G M	Story
Bedell	Farnan	Hooper	Palmer S J	Surplless
Beebe	Feth	Hubbs	Patton	Thompson
Bernstein	Filley	Kavanagh	Phillips	Tompkins
Bird	Fish	Keyes	Pratt	Volk
Bisland	Foelker	Knapp	Prentice	Wade
Bohan	Foster	Krulewitch	Quinn	Wainwright
Brady	Fowler	Lansing	Reilly	Weber
Brennan	Francis	Lee A E	Rock	Wedemeyer
Burnett	Fritz	Lee W I	Rogers	Wells
Burzynski	Gates	Lewis	Salomon	Wemple
Carnochan	Grady	Lupton	Sammon	West
Carrier	Grattan	Maher	Santee	Whitney F G
Caughlan	Gray A B	Maier	Schoeneck	Williams
Charles	Gray F J	McGuire	Schwegler	Wilson
Colne	Green	Mead	Scovill	Winters
Coon	Gregory	Merritt	Shanahan	Yale
Cowan	Gunderman	Miller	Shuttleworth	Young
Cox	Hackett	Mills		



Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 838) entitled "An act to amend chapter three hundred and ninety-six of the Laws of eighteen hundred and eighty-five entitled 'An act to revise the charter of the city of Dunkirk,' relating to police commissioners and policemen" (Int. No. 721), was read the first time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Mills	Smith M F
Allen F E	Crosley	Hapeman	Moreland	Smith Myron
Allen J G	Cunningham	Harawitz	Murphy	Sprengr
Apgar	DeGroot	Harte	Nevins	Steele
Averill	Donohue	Hastings	Nolan	Steffens
Baldwin	Dowling	Hoffman	Oglesby	Story
Bass	Draper	Hooker	Oliver	Surpless
Becker	Eagleton	Hooper	O'Neill	Thompson
Beebe	Eckmann	Hubbs	Palmer G M	Tompkins
Bernstein	Evans	Kavanagh	Palmer S J	Volk
Bird	Farnan	Keyes	Patton	Waddell
Bisland	Filley	Knapp	Phillips	Wade
Bohan	Fish	Krulewitch	Pratt	Wainwright
Boshart	Foelker	Lansing	Prentice	Weber
Brady	Foster	LaFetra	Quinn	Wedemeyer
Brennan	Fowler	Lee A E	Rock	Wells
Burnett	Francis	Lee W I	Rogers	Wemple
Burns	Fritz	Lewis	Salomon	West
Burzynski	Gates	Long	Santee	Whitley
Carnochan	Grattan	Lupton	Schmitt	Whitney F G
Carrier	Gray A B	Lynch	Schoeneck	Whitney G H
Caughlan	Gray F J	Maher	Schwegler	Williams
Chamberlain	Green	Maier	Scovill	Wilson
Charles	Gregory	Matthews	Shanahan	Winters
Cohalan	Gunderman	McGuire	Shuttleworth	Wood
Colne	Gurnett	Mead	Smith A E	Yale
Coon	Hackett	Merritt	Smith J E	Young
Cowan	Hammond	Miller		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 860) entitled "An act relating to the collection

of taxes in the town of Castile in the county of Wyoming" (Int. No. 741), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Moreland	Smith Myron
Allen F E	Crosley	Hamn	Murphy	Sprenger
Allen J G	Cunningham	Hapeman	Nevins	Stanley
Apgar	DeGroot	Harawitz	Nolan	Steele
Averill	Donohue	Hartman	Norton	Steffens
Baldwin	Dowling	Hastings	Oglesby	Story
Bass	Draper	Hoffman	Oliver	Surplless
Becker	Dressing	Hooker	O'Neill	Thompson
Bedell	Eagleton	Hooper	Palmer G M	Tompkins
Beebe	Evans	Hubbs	Palmer S J	Volk
Bernstein	Farnan	Kavanagh	Patton	Waddell
Bird	Feth	Keyes	Phillips	Wade
Bisland	Filley	Knapp	Pratt	Wainwright
Bohan	Fish	Krulewitch	Prentice	Weber
Boshart	Foelker	Lansing	Quinn	Wedemeyer
Brady	Foster	LaFetra	Reilly	Wells
Brennan	Fowler	Lee A E	Rock	Wemple
Burnett	Francis	Lee W I	Rogers	West
Burns	Fritz	Lewis	Salomon	Whitley
Burzynski	Gates	Lupton	Sammon	Whitney F G
Carnochan	Grady	Maher	Santee	Whitney G H
Carrier	Grattan	Maier	Schoeneck	Williams
Caughlan	Gray A B	Matthews	Schwegler	Wilson
Chamberlain	Gray F J	McGuire	Scovill	Winters
Charles	Green	Mead	Shanahan	Wood
Colne	Gregory	Merritt	Shuttleworth	Yale
Coon	Gunderman	Miller	Smith A E	Young
Cowan	Hackett	Mills	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 998) entitled "An act in relation to official papers and printing in cities of the second class" (Int. No. 837), having been announced for a third reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 905) entitled "An act in relation to acquiring a site therefor and the erection of public buildings for the use of Cortland county and the city of Cortland" (Int. No. 769), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hammond	Miller	Smith A E
Allen F E	Cox	Hamn	Moreland	Smith J E
Allen J G	Crosley	Hapeman	Murphy	Smith M F
Apgar	Cunningham	Harawitz	Nevins	Smith Myron
Averill	DeGroot	Harte	Norton	Sprenger
Baldwin	Donohue	Hartman	Oglesby	Stanley
Bass	Dowling	Hastings	Oliver	Steele
Becker	Draper	Hoffman	O'Neill	Steffens
Beebe	Eagleton	Hooker	Palmer G M	Story
Bernstein	Eckmann	Hooper	Palmer S J	Surpless
Bird	Evans	Hubbs	Patton	Volk
Bisland	Farnan	Kavanagh	Phillips	Waddell
Bohan	Filley	Keyes	Pratt	Wade
Boshart	Fish	Knapp	Prentice	Wainwright
Brady	Foelker	Krulewitch	Quinn	Weber
Brennan	Foster	Lansing	Reilly	Wedemeyer
Burnett	Fowler	LaPetra	Rock	Wells
Burns	Francis	Lee A E	Rogers	Wemple
Burzynski	Gates	Lee W I	Salomon	West
Campbell	Grady	Lewis	Sammon	Whitney F G
Carnochan	Grattan	Lupton	Santee	Whitney G H
Carrier	Gray A B	Lynch	Schmitt	Williams
Caughlan	Gray F J	Maher	Schoeneck	Wilson
Chamberlain	Green	Maier	Schwegler	Winters
Charles	Gregory	Matthews	Scovill	Wood
Cohalan	Gunderman	McGuire	Shanahan	Yale
Colne	Gurnett	Mead	Shuttleworth	Young
Coon	Hackett	Merritt		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 841) entitled "An act to amend chapter three hundred and ninety-six of the Laws of eighteen hundred and eighty-five, entitled 'An act to revise the charter of the city of Dunkirk,' in relation to tax for improvements" (Int. No. 724),



was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Moreland	Smith Myron
Allen F E	Crosley	Hamn	Murphy	Sprenger
Allen J G	Cunningham	Hapeman	Nevins	Stanley
Apgar	DeGroot	Harawitz	Nolan	Steele
Averill	Donohue	Hartman	Norton	Steffens
Baldwin	Dowling	Hastings	Oglesby	Story
Bass	Draper	Hoffman	Oliver	Surpless
Becker	Dressing	Hooker	O'Neill	Thompson
Bedell	Eagleton	Hooper	Palmer G M	Tompkins
Beebe	Evans	Hubbs	Palmer S J	Volk
Bernstein	Farnan	Kavanagh	Patton	Waddell
Bird	Feth	Keyes	Phillips	Wade
Bisland	Filley	Knapp	Pratt	Wainwright
Bohan	Fish	Krulewitch	Prentice	Weber
Boshart	Foelker	Lansing	Quinn	Wedemeyer
Brady	Foster	LaFetra	Reilly	Wells
Brennan	Fowler	Lee A E	Rock	Wemple
Burnett	Francis	Lee W I	Rogers	West
Burns	Fritz	Lewis	Salomon	Whitley
Burzynski	Gates	Lupton	Sammon	Whitney F G
Carnochan	Grady	Maher	Santee	Whitney G H
Carrier	Grattan	Maier	Schoeneck	Williams
Caughlan	Gray A B	Matthews	Schwegler	Wilson
Chamberlain	Gray F J	McGuire	Scovill	Winters
Charles	Green	Mead	Shanahan	Wood
Colne	Gregory	Merritt	Shuttleworth	Yale
Coon	Gunderman	Miller	Smith A E	Young
Cowan	Hackett	Mills	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 98) entitled "An act authorizing and directing the board of estimate and apportionment of the city of New York, in his discretion to audit and allow, and also authorizing and directing the comptroller of the city of New York to pay to James C. Daly, compensation for services rendered to the city of New York as superintendent of sections in the department of

docks and ferries of said city" (Int. No. 98), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Allen F E	Cunningham	Hamn	Miller	Smith Myron
Allen J G	DeGroot	Hapeman	Mills	Sprenger
Averill	Donohue	Harawitz	Moreland	Stanley
Baldwin	Dowling	Harte	Nevins	Steele
Bass	Draper	Hastings	Nolan	Steffens
Becker	Eckmann	Hoffman	Oglesby	Story
Beebe	Evans	Hooker	Oliver	Surpless
Bird	Farnan	Hooper	Palmer G M	Thompson
Bisland	Feth	Hubbs	Palmer S J	Volk
Bohan	Filley	Kavanagh	Patton	Waddell
Boshart	Fish	Keyes	Phillips	Wade
Burnett	Foelker	Krulewitch	Pratt	Wainwright
Burns	Foster	Lansing	Prentice	Weber
Burzynski	Fowler	LaFetra	Quinn	Wedemeyer
Carnochan	Francis	Lee W I	Rock	Wells
Carrier	Fritz	Lewis	Rogers	Wemple
Caughlan	Gates	Long	Salomon	West
Chamberlain	Grattan	Lupton	Santee	Whitney F G
Charles	Gray A B	Lynch	Schoeneck	Whitney G H
Cohalan	Gray F J	Maher	Schwegler	Williams
Colne	Green	Maier	Scovill	Wilson
Coon	Gregory	Matthews	Shanahan	Winters
Cowan	Gunderman	McGuire	Shuttleworth	Wood
Cox	Gurnett	Mead	Smith A E	Yale
Crosley	Hammond	Merritt	Smith J E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1033) entitled "An act to amend chapter two hundred and sixty-nine of the Laws of eighteen hundred and seventy-two, entitled 'An act authorizing the construction of a bridge across the Hudson river at the city of Albany, and incorporating the Albany and Greenbush Bridge Company,' relative to the sale of tickets" (Int. No. 663), having been announced for a third reading,

Mr. Lansing moved that said bill be recommitted to the committee on commerce and navigation, with instructions to report the same forthwith amended as follows:

By inserting on line 23 of page 2 of said Assembly bill after the figure 3 the word "For" and on the same line change the capital A of the word "Any" before the word violation to small "a".

On line 25, page 2, insert after the word "thereof" a comma.

On line 25, page 2, strike out the words "shall be".

On page 2, strike out all of line 26.

On page 3 of said bill strike out all of lines 1, 2, 3, 4 and also on line 5 of the same page the words "of the section".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Lewis, from the committee on commerce and navigation, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1034) entitled "An act to amend the Code of Civil Procedure, in relation to the verification of pleadings in the justices' court" (Int. No. 347), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hamn	Mills	Smith M F
Allen F E	DeGroot	Hapeman	Moreland	Smith Myron
Allen J G	Donohue	Harawitz	Murphy	Sprenger
Apgar	Dowling	Harte	Nevins	Stanley
Averill	Draper	Hartman	Nolan	Steele
Baldwin	Eagleton	Hoffman	Oglesby	Steffens
Beebe	Eckmann	Hooker	Oliver	Story
Bernstein	Evans	Hooper	O'Neill	Surpluss
Bird	Farnan	Hubbs	Palmer G M	Tompkins
Bisland	Feth	Kavanagh	Palmer S J	Volk
Bohan	Filley	Keyes	Patton	Waddell
Boshart	Fish	Knapp	Phillips	Wade



Brady	Foelker	Krulewitch	Pratt	Wainwright
Brennan	Foster	LaFetra	Prentice	Weber
Burnett	Fowler	Lee A E	Quinn	Wedemeyer
Burns	Francis	Lee W I	Rock	Wells
Burzynski	Fritz	Lewis	Rogers	Wemple
Carnochan	Gates	Long	Salomon	West
Carrier	Grattan	Lupton	Santee	Whitley
Caughlan	Gray A B	Lynch	Schmitt	Whitney F G
Chamberlain	Gray F J	Maher	Schoeneck	Whitney G H
Charles	Green	Maier	Schwegler	Williams
Cohalan	Gregory	Matthews	Scovill	Wilson
Colne	Gunderman	McGuire	Shanahan	Winters
Coon	Gurnett	Mead	Shuttleworth	Wood
Cowan	Hackett	Merritt	Smith A E	Yale
Cox	Hammond	Miller	Smith J E	Young
Crosley				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1032) entitled "An act to amend chapter one hundred and thirty-six of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Cobleskill, Schoharie county' relative to conferring on the board of trustees power and authority to cause connections to be made with the village water and sewer systems in certain cases, and for the collection of the expense thereof from the property owners benefited; also in relation to sidewalks, and increasing the per centum limit of the value of taxable property for annual tax levying purposes, in said village" (Int. No. 688), having been announced for a third reading,

Mr. G. M. Palmer moved that said bill be recommitted to the committee on affairs of villages, with instructions to report the same forthwith amended as follows:

On page 4, line 11, after the word "proper" insert the words "to meet all village expenses".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Steele, from the committee on affairs of villages, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1035) entitled "An act to amend chapter two hundred and sixty-six of the Laws of nineteen hundred and three, entitled 'An act to provide for the holding of town meetings and

elections in counties of the State having a certain population,' relative to the times of such town meetings and elections, the terms of town officers and the compensation of certain committees and supervisors of such counties" (Int. No. 334), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Miller	Smith J E
Allen F E	Crosley	Hapeman	Mills	Smith M F
Allen J G	Cunningham	Harawitz	Moreland	Smith Myron
Apgar	DeGroot	Harte	Nevins	Sprenger
Averill	Donohue	Hartman	Norton	Stanley
Baldwin	Dowling	Harvey	Oglesby	Steele
Bass	Draper	Hastings	Oliver	Steffens
Becker	Eagleton	Hoffman	O'Neill	Story
Beebe	Eckmann	Hooker	Palmer G M	Surpless
Bird	Evans	Hooper	Palmer S J	Thompson
Bisland	Farnan	Hubbs	Patton	Volk
Bohan	Filley	Keyes	Phillips	Waddell
Boshart	Fish	Knapp	Pratt	Wade
Brady	Foelker	Krulewitch	Prentice	Wainwright
Brennan	Foster	Lansing	Quinn	Weber
Burnett	Fowler	LaFetra	Reilly	Wedemeyer
Burns	Francis	Lee A E	Rock	Wells
Burzynski	Gates	Lee W I	Rogers	Wemple
Campbell	Grady	Lewis	Salomon	West
Carnochan	Grattan	Lupton	Sammon	Whitley
Carrier	Gray A B	Lynch	Santee	Whitney F G
Caughlan	Gray F J	Maher	Schmitt	Whitney G H
Chamberlian	Green	Maier	Schoeneck	Wilson
Charles	Gregory	Matthews	Scovill	Winters
Cohalan	Gunderman	McGuire	Shanahan	Wood
Colne	Gurnett	Mead	Shuttleworth	Yale
Coon	Hackett	Merritt	Smith A E	Young
Cowan	Hammond			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 178) entitled "An act to amend chapter one hundred and five of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' relating to the exemption from taxation of all bonds issued by

said city" (Int. No. 24), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 85

NOES 25

Those who voted in the affirmative were:

Agnew	Draper	Hackett	Lynch	Smith A E
Allen F E	Dressing	Hammond	Maier	Smith J E
Becker	Eagleton	Hapeman	Matthews	Smith M F
Bird	Eckmann	Harawitz	McGuire	Stanley
Bisland	Farnan	Harte	Merritt	Steffens
Bohan	Feth	Hartman	Miller	Story
Boshart	Filley	Harvey	Murphy	Surpless
Burns	Foelker	Hastings	Palmer S J	Thompson
Burzynski	Fowler	Hoffman	Patton	Waddell
Caughlan	Francis	Hubbs	Prentice	Wainwright
Charles	Gates	Kavanagh	Quinn	Weber
Cohalan	Grady	Keyes	Reilly	Wedemeyer
Colne	Grattan	Knapp	Salomon	Wells
Cowan	Gray A B	Krulewitch	Schoeneck	Whitney F G
Cox	Gray F J	Lansing	Schwegler	Whitney G H
Cunningham	Gregory	Lee W I	Shanahan	Williams
DeGroot	Gurnett	Lewis	Shuttleworth	Young

Those who voted in the negative were:

Averill	Crosley	Hooper	Pratt	Whitley
Beebe	Donohue	LaFetra	Tompkins	Winters
Bernstein	Foster	Nolan	Volk	Wood
Brennan	Gunderman	Oglesby	Wade	Yale
Chamberlain	Hooker	Palmer G M	Wemple	Speaker

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 378) entitled "An act to amend the Forest, Fish and Game Law relative to the privilege of witnesses" (Rec. No. 45), having been announced for a third reading,

On motion of Mr. G. M. Palmer, said bill was recommitted to the committee on codes, retaining its place on the order of third reading.

The Senate bill (No. 395) entitled "An act to amend section two hundred and ninety of the Penal Code relating to children"



(Rec. No. 55), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Agnew	Donohue	Harawitz	Mills	Smith M F
Allen F E	Dowling	Harte	Moreland	Smith Myron
Allen J G	Draper	Hartman	Murphy	Sprenger
Apgar	Eagleton	Hastings	Nevins	Stanley
Averill	Eckmann	Hoffman	Nolan	Steele
Baldwin	Evans	Hooker	Oglesby	Steffens
Bass	Farnan	Hooper	Oliver	Story
Beebe	Feth	Hubbs	O'Neill	Surpluss
Bird	Filley	Kavanagh	Palmer S J	Tompkins
Bohan	Fish	Keyes	Patton	Volk
Boshart	Foelker	Krulewitch	Phillips	Waddell
Brady	Foster	Lansing	Pratt	Wade
Burnett	Fowler	LaFetra	Prentice	Wainwright
Burns	Francis	Lee A E	Quinn	Weber
Burzynski	Fritz	Lee W I	Rock	Wedemeyer
Carnochan	Gates	Lewis	Rogers	Wells
Carrier	Grattan	Long	Salomon	West
Caughlan	Gray A B	Lupton	Schmitt	Whitney F G
Charles	Gray F J	Lynch	Schoeneck	Whitney G H
Cohalan	Green	Maher	Schwegler	Williams
Colne	Gregory	Maier	Scovill	Wilson
Coon	Gurnett	Matthews	Shanahan	Winters
Cowan	Hackett	McGuire	Shuttleworth	Wood
Cox	Hammond	Mead	Smith A E	Yale
Cunningham	Hamm	Merritt	Smith J E	Young
DeGroot	Hapeman	Miller		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Pursuant to notice, Mr. Wainwright called up the bill (No. 873) entitled "An act to amend chapter five hundred and eighteen of the Laws of eighteen hundred and sixty-seven, entitled 'An act to amend an act, entitled "An act to incorporate the village of White Plains,"' relative to revising certain sections of the charter" (Int. No. 429), heretofore laid aside on the order of third reading.

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hapeman	Mills	Sprenger
Allen F E	Cox	Harawitz	Moreland	Stanley
Allen J G	Crosley	Harte	Murphy	Steele
Apgar	Cunningham	Hastings	Nevins	Steffens
Averill	DeGroot	Hoffman	Nolan	Story
Baldwin	Donohue	Hooker	Oglesby	Surpless
Bass	Dowling	Hooper	O'Neil	Thompson
Becker	Evans	Hubbs	Palmer G M	Tompkins
Beebe	Farnan	Kavanagh	Palmer S J	Volk
Bernstein	Feth	Keyes	Patton	Waddell
Bird	Filley	Knapp	Phillips	Wade
Bisland	Fish	Krulewitch	Pratt	Wainwright
Bohan	Foelker	Lansing	Prentice	Weber
Boshart	Foster	LaFetra	Quinn	Wedemeyer
Brady	Fowler	Lee A F	Rogers	Wells
Brennan	Fritz	Lee W I	Salomon	Wemple
Burnett	Gates	Lewis	Santee	West
Burns	Grattan	Lupton	Schmitt	Whitley
Burzynski	Gray A B	Lynch	Schoeneck	Whitney F G
Carnochan	Gray F J	Maher	Schwegler	Whitney G H
Carrier	Green	Maier	Scovill	Williams
Caughlan	Gregory	Matthews	Shuttleworth	Wilson
Chamberlain	Gunderman	McGuire	Smith A E	Winters
Charles	Gurnett	Mead	Smith J E	Wood
Colne	Hackett	Merritt	Smith M F	Young
Coon	Hammond	Miller	Smith Myron	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 411, Assembly reprint No. 1070) entitled "An act to amend the Village Law, in relation to the submission of propositions at a village election" (Rec. No. 68), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1071) entitled "An act to regulate the toll charges for local telephone communication" (Int. No. 243), having been announced for a second reading,

Mr. Krulewitch moved to amend as follows:

Page 1, line 8, strike out the words "or village".

On motion of Mr. Merritt, said bill, with pending amendments, was recommitted to the committee on general laws, retaining its place on the order of second reading.

The bill (No. 1072) entitled "An act to amend the Civil Service Law, by adding thereto one section, relative to retiring veterans and pensioning them, to be known as section twenty-one-a" (Int. No. 279), was read the second time.

On motion of Mr. Burns said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1074) entitled "An act to amend the Code of Civil Procedure, in relation to Queens county" (Int. No. 510), was read the second time.

On motion of Mr. DeGroot, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1037) entitled "An act to transfer the town of Ashford, Cattaraugus county, from the third to the first school commissioner's district of such county" (Int. No. 208), was read the second time.

On motion of Mr. J. E. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1040) entitled "An act authorizing the city of Lockport to raise money for police purposes, and for the purpose of refunding excess city and school taxes paid during the years nineteen hundred and four and nineteen hundred and five" (Int. No. 804), was read the second time.

On motion of Mr. A. E. Lee said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1043) entitled "An act to amend the Labor Law relative to bakeries and confectioneries" (Int. No. 191), was read the second time.

On motion of Mr. Prentice, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1115) entitled "An act to revise the charter of



the city of Hornellsville and to change the name thereof " (Int. No. 526), was read the second time.

On motion of Mr. Santee, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1114) entitled "An act to amend chapter three hundred and ninety-six of the Laws of eighteen hundred and eighty-five, entitled 'An act to revise the charter of the city of Dunkirk,' relative to ascertaining indebtedness and issuing bonds " (Int. No. 723), was read the second time.

On motion of Mr. Williams, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1112) entitled 'An act to provide for the use of voting machines at elections " (Int. No. 613), was read the second time.

On motion of Mr. Stanley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1111) entitled "An act to provide for rebuilding the New York State Normal College at Albany, authorizing an exchange of sites and making an appropriation therefor " (Int. No. 290), was read the second time.

On motion of Mr. Mead, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1076) entitled "An act to amend the Membership Corporations Law by adding a section in relation to the election of managers and trustees " (Int. No. 708), was read the second time.

On motion of Mr. Wells, said bill was placed on the order of third reading and referred to the committee on revision.

Mr. Hammond called up the bill (No. 329, Int. No. 204) entitled "An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse," heretofore recalled from the Governor pursuant to concurrent resolution of the Senate and Assembly.

Said bill having been announced,

Mr. Hammond moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hammond	Merritt	Smith A E
Allen F E	Cunningham	Hamn	Miller	Smith J E
Allen J G	DeGroot	Harawitz	Mills	Smith M F
Apgar	Donohue	Harte	Moreland	Smith Myron
Averill	Dowling	Hartman	Murphy	Sprenger
Baldwin	Draper	Hoffman	Nevins	Stanley
Bass	Eagleton	Hooker	Nolan	Steele
Becker	Eckmann	Hooper	Oglesby	Steffens
Bernstein	Evans	Hubbs	Oliver	Story
Bird	Farnan	Kavanagh	O'Neill	Surpless
Bisland	Feth	Keyes	Palmer G M	Thompson
Bohan	Filley	Knapp	Palmer S J	Volk
Brady	Fish	Krulewitch	Patton	Waddell
Brennan	Foelker	Lansing	Phillips	Wade
Burnett	Fowler	LaFetra	Pratt	Wainwright
Burzynski	Francis	Lee A E	Prentice	Weber
Carnochan	Fritz	Lee W I	Quinn	Wedemeyer
Carrier	Gates	Lewis	Rock	Wells
Caughlan	Grattan	Long	Rogers	Wemple
Chamberlain	Gray A B	Lupton	Salomon	West
Charles	Gray F J	Lynch	Santee	Whitley
Cohalan	Green	Maher	Schoeneck	Whitney G H
Colne	Gregory	Maier	Schwegler	Williams
Coon	Gunderman	Matthews	Scovill	Wilson
Cowan	Gurnett	McGuire	Shanahan	Wood
Cox	Hackett	Mead	Shuttleworth	Young

Mr. Hammond moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

On page 31, line 17, after "taxes" insert "or the state may have on account of loans made or mortgages held by commissioners for loaning certain moneys of the United States of the county of Onondaga."

On page 44, line 4, after "code" insert "Nor, to affect any assessments for local improvements heretofore or hereafter levied against state property for local improvements in said city, nor to repeal or modify any of the provisions of section twenty of the Public Lands Law".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Burnett, from the committee on affairs of cities, reported said bill amended as directed and the same was ordered reprinted and placed on the order of third reading.

The Senate returned the bill (No. 646, Int. No. 592) entitled "An act to legalize a certain contract made between the city of Niagara Falls, the Niagara Falls Hydraulic Power and Manufacturing Company, and the International Railway Company, relative to the construction of bridges over the hydraulic canal of the Niagara Falls Hydraulic Power and Manufacturing Company in said city; to authorize said city to perform and carry into effect its part of said contract; to issue bonds for such purposes, and to levy and assess taxes for the payment of such bonds," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Niagara Falls.

The Senate returned the bill (No. 606, Int. No. 557) entitled "An act to amend chapter four hundred and twenty-four of the Laws of eighteen hundred and ninety-seven, entitled 'An act to provide for the proper observance of Memorial Day in the city of Rochester, and to authorize the common council of said city to make an annual appropriation for that purpose,' generally," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Rochester.

The Senate returned the bill (No. 55, Int. No. 55) entitled "An act to amend chapter seven hundred and forty-seven of the Laws of eighteen hundred and ninety-six, entitled 'An act to revise and consolidate the several acts in relation to the city of Kingston, to revise the charter of said city, and to establish a city court therein and define its jurisdiction and powers,' relative to the powers of the mayor." with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Kingston.



The Senate returned the bill (No. 590, Int. No. 421) entitled "An act to amend chapter thirty-eight of the Laws of nineteen hundred and three, entitled "An act in relation to Volunteer Firemen's Benevolent Association of North Tonawanda, incorporating the same, providing for the payment of certain taxes and moneys thereto, and for the disposition of the same' relative to the objects of said association, to its by-laws and amendments thereto, and to the time for holding a regular meeting of its board of directors whereat its officers shall be appointed for the then ensuing year," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 870, Int. No. 464) entitled "An act to amend chapter eight hundred and eighteen of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Port Chester,' in relation to bond issues and the lighting of streets," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 827, Int. No. 427) entitled "An act to amend chapter one hundred and forty-eight of the Laws of nineteen hundred and five, entitled 'An act to authorize the board of trustees of the village of White Plains to acquire lands for the site of a public library and to maintain a public library and to issue bonds therefor,' relative to the sums to be raised and the improvement of lands," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 41, Int. No. 41) entitled "An act providing for the payment of certain notes and indebtedness of the town of Frankfort, county of Herkimer, and authorizing the issue of town bonds for such purposes," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 927, Int. No. 681) entitled "An act to amend chapter one hundred and six of the Laws of

eighteen hundred and ninety-one, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' and the acts amendatory thereof, relating to the powers and duties of the president, constitution of the board of trustees, appointment of village attorney, and the village funds known as the general fund and the highway fund," with a message that they have concurred in the passage of the same without amendment.

Ordered. That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 176, Int. No. 176) entitled "An act to make the office of sheriff of Cortland county a salaried office and to regulate the management of said office," with a message that they have concurred in the passage of the same without amendment.

Ordered. That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 156, Int. No. 156) entitled "An act to amend the Penal Code, in relation to indeterminate sentences to the State prisons," with a message that they have concurred in the passage of the same without amendment.

Ordered. That the Clerk deliver said bill to the Governor.

The Senate returned the Senate bill (No. 139, Assembly reprint No. 977, Rec No. 42) entitled "An act to amend the Public Health Law, in relation to the construction of sewers in villages upon the requisition of local boards of health," with a message that they have concurred in the amendments of the Assembly made thereto.

Ordered. That the Clerk return said bill to the Senate.

A communication was received from Hon. George B. McClellan, mayor of the city of New York, returning Assembly bill (No. 381, Int. No 362) entitled "An act to confirm certain conveyances of real property made by the city of New York and the mayor, aldermen and commonalty of the city of New York, of lands acquired for aqueduct purposes," with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered. That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Richard W. Sherman,

mayor of the city of Utica, returning Assembly bill (No. 613, Int. No. 564) entitled "An act to amend section three of chapter three hundred and fourteen of the Laws of eighteen hundred and seventy-four, entitled 'An act to establish a board of police and fire commissioners of the city of Utica,' in relation to salary of clerk," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Richard W. Sherman, mayor of the city of Utica, returning Assembly bill (No. 374, Int. No. 357) entitled "An act to authorize the city of Utica to borrow money for the purpose of erecting and equipping a new fire station in the vicinity of the Twelfth and Fifteenth wards of the city," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Shanahan gives notice that on Wednesday, March 7, 1906, he will call up laid aside bill (No. 634, Int. No. 584), entitled "An act to amend chapter five hundred and nine of the Laws of eighteen hundred and ninety-seven, entitled 'An act to provide for the establishment of a botanic garden and arboretum on park lands in the city of Brooklyn and for the care of the same,'" the same having been laid aside on the order of third reading.

The privileges of the floor were extended to Hon. John M. Shea, Hon. Chas. Anderson, Hon. M. Doyle, Hon. Wm. B. Whitney and Hon. Emil Anderson.

On motion of Mr. Moreland, the House adjourned.

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### WEDNESDAY, MARCH 7, 1906.

The House met pursuant to adjournment.

Prayer by Rev. Chas. W. Heisler.

On motion of Mr. Moreland, the reading of the journal of yesterday was dispensed with and the same was approved.



Mr. Speaker presented the forty-third annual report of the New York Catholic Protectory, which was laid upon the table and ordered printed.

(See Document No. 73.)

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter four hundred and sixty-eight of the Laws of eighteen hundred and ninety, known as the Highway Law, in relation to limitations upon laying out highways" (No. 505, Rec. No. 96), which was read the first time and referred to the committee on internal affairs.

"An act to repeal chapter four hundred and thirty-nine of the Laws of eighteen hundred and seventy-six, entitled 'An act relating to the expenses of judicial sales in the county of Kings,' as amended by chapter one hundred and sixty-seven of the Laws of eighteen hundred and eighty-nine" (No. 60, Rec. No. 97), which was read the first time and referred to the committee on the judiciary.

Mr. Apgar introduced a bill entitled "An act to amend, revise and consolidate the charter of the village of Ossining, and to extend the boundaries of said village" (Int. No. 994), which was read the first time and referred to the committee on affairs of villages.

Mr. Bedell introduced a bill entitled "An act to amend section forty-two, article two, of the Railroad Law in reference to persons employed" (Int. No. 995), which was read the first time and referred to the committee on railroads.

Also, "An act to amend the Penal Code, in relation to solemnizing unlawful marriages" (Int. No. 996), which was read the first time and referred to the committee on codes.

Mr. Bisland introduced a bill entitled "An act to authorize the towns of Bethel, Thompson, Fallsburgh, Neversink, and Mamacating, in Sullivan county, to acquire by purchase or condemnation, the rights, franchises and property of any individual or corporation lawfully entitled to exact a toll or charge for walking, riding or driving over any plankroad or turnpike within said towns, and to provide means for the payment of the same" (Int.

No. 997), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Code of Civil Procedure, in relation to proof of title in certain actions" (Int. No. 998), which was read the first time and referred to the committee on codes.

Mr. Evans introduced a bill entitled "An act to legalize and validate a certificate of indebtedness or bond of the town of Deerfield, in the county of Oneida, executed by the town board and commissioner of highways of said town, for the purpose of paying back indebtedness of said town" (Int. No. 999), which was read the first time and referred to the committee on internal affairs.

Mr. Farnan introduced a bill entitled "An act to regulate the liability of certain carriers of property" (Int. No. 1000), which was read the first time and referred to the committee on general laws.

Mr. LaFetra introduced a bill entitled "An act to amend the Greater New York charter by adding thereto at the end of chapter nine new sections to be known as sections four hundred and fifteen, four hundred and fifteen-a, four hundred and fifteen-b, four hundred and fifteen-c, four hundred and fifteen-d, four hundred and fifteen-e, four hundred and fifteen-f, four hundred and fifteen-g, four hundred and fifteen-h, four hundred and fifteen-i, four hundred and fifteen-j, four hundred and fifteen-k, four hundred and fifteen-l, four hundred and fifteen-m, four hundred and fifteen-n, four hundred and fifteen-o, four hundred and fifteen-p, four hundred and fifteen-q, four hundred and fifteen-r, four hundred and fifteen-s, four hundred and fifteen-t, four hundred and fifteen-u, four hundred and fifteen-v, four hundred and fifteen-w, four hundred and fifteen-x, four hundred and fifteen-y, in relation to the creation of a new bureau to control the operation of boilers in the city of New York" (Int. No. 1001), which was read the first time and referred to the committee on affairs of cities.

Mr. Merritt introduced a bill entitled "An act to amend the Insanity Law relative to food supplies to officers and employees of State hospitals" (Int. No. 1002), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the Code of Civil Procedure relative

to inventories and accounts of committees of incompetent persons confined in State hospitals" (Int. No. 1003), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Insanity Law, relative to buildings for the holding of religious services" (Int. No. 1004), which was read the first time and referred to the committee on general laws.

Also, "An act to amend the Insanity Law relative to the support and maintenance of patients in State hospital" (Int. No. 1005), which was read the first time and referred to the committee on general laws.

Also, "An act making an appropriation for the New York State Hospital for the Care of Crippled and Deformed Children" (Int. No. 1006), which was read the first time and referred to the committee on ways and means.

Mr. S. J. Palmer introduced a bill entitled "An act to amend the Transportation Corporations Law, relative to refund of, and payment of interest on, money deposited with gaslight or electric-light corporations and prescribing penalty" (Int. No. 1007), which was read the first time and referred to the committee on the judiciary.

Mr. Scovill introduced a bill entitled "An act to establish a fish hatchery on the Hudson river for the propagation of shad and bass, and making an appropriation therefor" (Int. No. 1008), which was read the first time and referred to the committee on ways and means.

Also, "An act to regulate the awarding of contracts for the construction of State, county or municipal buildings" (Int. No. 1009), which was read the first time and referred to the committee on ways and means.

Mr. Steffens introduced a bill entitled "An act to legalize the acts of John F. O'Brien, a commissioner of deeds" (Int. No. 1010), which was read the first time and referred to the committee on the judiciary.

Mr. Story introduced a bill entitled "An act to amend the Greater New York charter, relating to the hours of duty and compensation of members of the police force" (Int. No. 1011),



which was read the first time and referred to the committee on affairs of cities.

Also, "An act to compel railroad corporations, operating trains on elevated tracks in the city of New York, to provide drip pans at street crossings" (Int. No. 1012), which was read the first time and referred to the committee on railroads.

Mr. Wainwright introduced a bill entitled "An act to amend the charter of the city of New Rochelle in relation to the police force of said city and the compensation thereof, and in relation to the city engineer and the commissioners of public works" (Int. No. 1013), which was read the first time and referred to the committee on affairs of cities.

Mr. G. H. Whitney introduced a bill entitled "An act to amend section thirty-three hundred and fourteen of the Code of Civil Procedure relative to fees of jurors" (Int. No. 1014), which was read the first time and referred to the committee on codes.

Also; "An act to amend the Domestic Commerce Law, in relation to adulteration of and deception in the manufacture and sale of spirits of turpentine" (Int. No. 1015), which was read the first time and referred to the committee on general laws.

Mr. Nolan introduced a bill entitled "An act to amend the Labor Law, in relation to cash payment of wages" (Int. No. 1016), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend chapter six hundred and sixty-one of the Laws of eighteen hundred and ninety-three, known as the Public Health Law" (Int. No. 1017), which was read the first time and referred to the committee on public health.

Mr. Colne (by request) introduced a bill entitled "An act to provide for municipal ownership and operation of street railroads, surface, underground or elevated, in cities of the first class" (Int. No. 1018), which was read the first time and referred to the committee on affairs of cities.

Mr. Cunningham introduced a bill entitled "An act to provide for a State Board of Managers of Reformatories, and to vest in said board the management of the State Reformatory at Elmira

and the State Reformatory at Napanoch, and to provide for their management and the transfer of inmates" (Int. No. 1019), which was read the first time and referred to the committee on ways and means.

Mr. Grattan introduced a bill entitled 'An act to amend chapter six hundred and seventy-one of the Laws of eighteen hundred and ninety-two, entitled 'An act to revise, consolidate and amend the several acts relating to the government of the city of Cohoes,' in relation to the appointment of a clerk of the board of water commissioners, and the salary of such clerk" (Int. No. 1020), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter six hundred and seventy-one of the Laws of eighteen hundred and ninety-two, entitled 'An act to revise, consolidate and amend the several acts relating to the government of the city of Cohoes,' in relation to the superintendent of waterworks" (Int. No. 1021), which was read the first time and referred to the committee on affairs of cities.

Mr. Green introduced a bill entitled "An act to legalize the acts of Luke O'Toole, a commissioner of deeds" (Int. No. 1022), which was read the first time and referred to the committee on the judiciary.

Mr. Hammond introduced a bill entitled "An act in relation to the municipal court of the city of Syracuse" (Int. No. 1023), which was read the first time and referred to the committee on affairs of cities.

Mr. Matthews introduced a bill entitled "An act to amend the Forest, Fish and Game Law in relation to selling venison" (Int. No. 1024), which was read the first time and referred to the committee on fisheries and game.

Also, "An act to amend the Penal Code, in relation to selling wood alcohol" (Int. No. 1025), which was read the first time and referred to the committee on codes.

Mr. Merritt introduced a bill entitled "An act to provide for the warming and ventilating of the Assembly Chamber and adjoining rooms and corridors in the capitol, Albany, New York, and making an appropriation therefor" (Int. No. 1026), which

was read the first time and referred to the committee on ways and means.

Also, "An act to repeal chapter three hundred and thirty-five of the Laws of nineteen hundred and four, entitled 'An act providing for the appraisal of lands, structures and waters for the use of the improved canals as authorized by chapter one hundred and forty-seven of the Laws of nineteen hundred and three'" (Int. No. 1027), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend the Railroad Law, in relation to the board of railroad commissioners" (Int. No. 1028), which was read the first time and referred to the committee on railroads.

Also, "An act to amend the Railroad Law, in relation to the board of railroad commissioners" (Int. No. 1029), which was read the first time and referred to the committee on railroads.

Mr. A. E. Smith introduced a bill entitled "An act in relation to posting and billboards" (Int. No. 1030), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to authorize the payment of the claim of James A. Russell for services rendered the city of New York" (Int. No. 1031), which was read the first time and referred to the committee on affairs of cities.

Mr. Wainwright introduced a bill entitled "An act to amend section six of chapter five hundred and forty-six of the Laws of eighteen hundred and eighty-one, entitled 'An act in relation to the New York Christian Home for Intemperate Men and to increase its powers,' relative to the board of trustees" (Int. No. 1032), which was read the first time and referred to the committee on the judiciary.

Also, "An act to permit the Carnegie Foundation, a corporation duly incorporated under the Laws of New York, to convey its property to the Carnegie Foundation for the Advancement of Teaching" (Int. No. 1033), which was read the first time and referred to the committee on the judiciary.

Mr. Draper introduced a bill entitled "An act to amend the Insurance Law in relation to fraternal beneficiary societies"



(Int. No. 1034), which was read the first time and referred to the committee on insurance.

Mr. A. E. Smith introduced a bill entitled "An act authorizing the fire commissioner of the city of New York to rehear the charges upon which John J. Lyons, formerly a fireman in the fire department of said city, was dismissed from said department and to reinstate him in his former position" (Int. No. 1035), which was read the first time and referred to the committee on affairs of cities.

Mr. Evans introduced a bill entitled "An act to amend chapter six hundred and fifty of the Laws of nineteen hundred and four, entitled 'An act to revise the charter of the city of Rome,' as amended by chapter fourteen of the Laws of nineteen hundred and five, as amended by chapter four hundred and sixty-eight of the Laws of nineteen hundred and five, relative to revising several sections of said charter'" (Int. No. 1036), which was read the first time and referred to the committee on affairs of cities.

Mr. Dowling introduced a bill entitled "An act to amend the Tax Law in relation to the taxation of debts secured by mortgages" (Int. No. 1037), which was read the first time and referred to the committee on taxation and retrenchment.

By unanimous consent, Mr. Yale introduced a bill entitled "An act to amend section six of chapter seven hundred and twenty-five of the Laws of nineteen hundred and five, entitled 'An act relating to the acquisition of property by the city of New York for a water supply, and providing for prompt payment therefor, and for damages occasioned by the acquisition thereof; providing for use and care of reservoirs owned by said city; and providing for the construction and maintenance of highways and bridges,' relative to the maintenance and construction of highways" (Int. No. 1053), which was read the first time and referred to the committee on internal affairs.

By unanimous consent, Mr. DeGroot introduced a bill entitled "An act to make the office of sheriff of the county of Queens a salaried office and regulating the management of said office" (Int. No. 1054), which was read the first time and referred to the committee on internal affairs.

Mr. Cox, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Winters (No. 502, Int. No. 472), entitled "An act to amend the Membership Corporation Law by authorizing the deposit with county treasurers of funds for the permanent care of lots in rural cemeteries."

Also, Assembly bill introduced by Mr. Matthews (No. 556; Int. No. 519), entitled "An act to amend the Real Property Law, in relation to acknowledgments in certain places not within the United States."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Cox, from the committee on the judiciary, to which was recommitted Assembly bill introduced by Mr. Shanahan (No. 878, Int. No. 170), entitled "An act to amend the Stock Corporation Law so as to restrict the holding of stock in transportation companies," reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered placed on the order of second reading.

Mr. Wainwright, from the committee on banks, to which was referred Assembly bill introduced by Mr. Stanley (No. 1049, Int. No. 871), entitled "An act to amend the Banking Law, in relation to expenses of building and mutual loan corporations" reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Wainwright, from the committee on banks, to which was referred Assembly bill (No. 1131, Int. No 935), introduced by Mr. Wainwright, entitled "An act to amend the Banking Law so as to require trust companies to keep a lawful money reserve," reported in favor of the passage of the same with the following amendments:

On page 4, line 3, strike out the word "may" and insert the word "shall".

On page 4, line 4, after the word "on" strike out the words "June first, nineteen hundred and six," and insert the words "The passage of this act".

On page 4, line 5, strike out the word "September" and insert word "July".

On page 4, line 6, strike out word "November" and insert word "October".

On page 4, line 7, strike out word "February" and insert word "January".

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Wainwright, from the committee on banks, to which was referred Senate bill introduced by Mr. Stevens (No. 421, Rec. No. 93), entitled "An act to amend the Banking Law, relative to securities in which deposits in savings banks may be invested," reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Lewis, from the committee on commerce and navigation, to which was referred Assembly bill introduced by Mr. Burns (No. 765, Int. No. 668), entitled "An act compelling steamboat corporations and railroad corporations to provide transfer facilities for passengers."

Also, Assembly bill introduced by Mr. Maier (No. 1024, Int. No. 858), entitled "An act to amend chapter one hundred and sixty-six of the Laws of eighteen hundred and eighty-six, entitled 'An act to authorize James V. Quick to establish and maintain a ferry across the Cayuga lake at Kidder's ferry,' in relation to extending the franchise."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Lewis, from the committee on commerce and navigation, to which was referred Assembly bill introduced by Mr. Stanley (No. 775, Int. No. 678), entitled "An act to amend the Navigation Law, in relation to the equipment of vessels and barges with life-preserving chairs," reported the same with the following amendment:

Page 1, line 9, after the word "chairs" insert "to cost not to exceed fifteen dollars per dozen."



and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Knapp, from the committee on fisheries and game, to which was referred Assembly bill introduced by Mr. Winters (No. 140, Int. No. 140), entitled "An act to amend the Forest, Fish and Game Law, in relation to pike in the counties of Broome and Tioga."

Also, Assembly bill introduced by Mr. Winters (No. 518, Int. No. 488), entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season on hares and rabbits."

Also, Assembly bill introduced by Mr. Draper (No. 742, Int. No. 661), entitled "An act to amend the Forest, Fish and Game Law, in relation to spearing fish in lake Ontario."

Also, Assembly bill introduced by Mr. Winters (No. 503, Int. No. 473), entitled "An act to amend the Forest, Fish and Game Law, in relation to the sale of trout."

Also, Assembly bill introduced by Mr. J. G. Allen (No. 986, Int. No. 825), entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for trout in the waters of Fall Brook creek in Cayuga county."

Also, Assembly bill introduced by Mr. Beebe (No. 780, Int. No. 683), entitled "An act to amend the Forest, Fish and Game Law, relating to the taking, possession and sale of Mongolian ringnecked and English pheasants in the counties of Orleans, Monroe, Wayne, Ontario, Livingston and Suffolk."

Also, Assembly bill introduced by Mr. A. E. Lee (No. 1090, Int. No. 899), entitled "An act to amend the Forest, Fish and Game Law relating to the possession and sale of woodcock, grouse and quail."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Knapp, from the committee on fisheries and game, to which was referred Assembly bill introduced by Mr. A. E. Smith (No. 1022, Int. No. 856), entitled "An act to amend the Forest,

Fish and Game Law in relation to the sale of wall-eyed and yellow pike in cities containing one million or more inhabitants," retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of third reading.

Mr. Knapp, from the committee on fisheries and game, to which was referred Assembly bill (No. 554, Int. No. 517), introduced by Mr. Hastings, entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for hares and rabbits in Orange county," reported in favor of the passage of the same with the following amendments:

On page 2, line 8, after the word "Orange" insert as follows: "there shall be no close season for hares and jack rabbits".

On page 2, line 8, commencing with word "from" strike out all matter down to and including word "inclusive" on line 9.

H. W. KNAPP,  
*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Knapp, from the committee on fisheries and game, to which was referred Senate bill (No. 352, Rec. No. 60), introduced by Mr. Goodsell, entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for game in Orange county," reported in favor of the passage of the same with the following amendments:

On page 2, line 20, place bracket after word "be".

On page 2, line 22, place bracket after second word "and".

On page 2, line 24, after the word "Cattaraugus" insert word "Sullivan".

On page 3, line 2, strike out word "November" and insert word "December".

On page 3, line 3, strike out word "sixteenth" and insert word "first".

On page 3, line 4, strike out word "November" and insert "December".

On page 3, line 5, strike out word "sixteenth" and insert "first".

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. A. E. Smith (No. 1022, Int. No. 856), entitled "An act to amend the Forest, Fish and Game Law in relation to the sale of wall-eyed and yellow pike in cities containing one million or more inhabitants."

Also, the bill introduced by Mr. Prentice (No. 754, Int. No. 192), entitled "An act to amend the Labor Law, relative to factories."

Also, the bill introduced by Mr. Williams (No. 1114, Int. No. 723), entitled "An act to amend chapter three hundred and ninety-six of the Laws of eighteen hundred and eighty-five, entitled 'An act to revise the charter of the city of Dunkirk,' relative to ascertaining indebtedness and issuing bonds."

Also, the Senate bill introduced by Mr. Carpenter (No. 411, Assembly reprint No. 1070, Rec. No. 68), entitled "An act to amend the Village Law, in relation to the submission of propositions at a village election."

Also, the bill introduced by Mr. Stanley (No. 1112, Int. No. 613), entitled "An act to provide for the use of voting machines at elections."

Also, the bill introduced by Mr. Mead (No. 1111, Int. No. 290), entitled "An act to provide for rebuilding the New York State Normal College at Albany, authorizing an exchange of sites and making an appropriation therefor."

Also, the bill introduced by Mr. J. E. Smith (No. 1037, Int. No. 208), entitled "An act to transfer the town of Ashford, Cattaraugus county, from the third to the first school commissioner's district of such county."

Also, the bill introduced by Mr. A. E. Lee (No. 1040, Int. No. 804), entitled "An act authorizing the city of Lockport to raise money for police purposes, and for the purpose of refunding excess city and school taxes paid during the years nineteen hundred and four and nineteen hundred and five."

Reported the same without recommendations, which report was agreed to and said bills ordered engrossed for a third reading.

Mr. Wemple from the committee on revision, to which was re-



ferred the bill introduced by Mr. Burns (No. 1072, Int. No. 279), entitled "An act to amend the Civil Service Law, by adding thereto one section, relative to retiring veterans and pensioning them, to be known as section twenty-one-a," reported the same with the following recommendations:

Amend title to read "An act to amend the civil service law, relative to retiring veterans."

Page 1, line 5, strike out word "one" and insert word "a," also strike out "known as" on lines 5 and 6.

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Wells (No. 1076, Int. No. 708), entitled "An act to amend the Membership Corporations Law by adding a section in relation to the election of managers and trustees," reported the same with the following recommendations:

Amend title to read as follows "An act to amend the membership corporations law, in relation to the election of managers and trustees."

Page 1, line 2, insert "entitled 'An act relating to membership corporations, constituting chapter forty-three of the general laws,'" after the word "ninety-five," and strike out "known as the membership corporations law," from lines 2 and 3."

Page 1, lines 3 and 4, strike out "adding the following section" and insert "inserting therein a new section to be section ten-a and to read as follows:"

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. DeGroot (No. 1074, Int. No. 510), entitled "An act to amend the Code of Civil Procedure, in relation to Queens county," reported the same with the following recommendations:

Insert "to read" after the word "amended," line 4, page 1.

Page 2, line 7, strike out comma after word "enumeration" also place brackets before the word "except" line 7 and continue to and including the word "salary" line 9, page 2.

Page 2, line 16, strike out comma after word "must".

Page 2, line 24, strike out comma after word "county".

Page 2, line 26, strike out comma after word "county".

Page 3, line 20, insert comma after the word "district".

Page 3, line 21, insert comma and strike out ";" after "them".

Page 3, line 26, strike out comma after word "liable".

Page 4, line 15, insert comma after word "person".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Prentice (No. 1043, Int. No. 191), entitled "An act to amend the Labor Law relative to bakeries and confectioneries," reported the same with the following recommendations:

Amend title by inserting a "," after word "law".

Page 1, line 8, underscore words "macaroni, spaghetti,"

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Hamn (No. 1019, Int. No. 585), entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article fourteen of the Constitution, relating to the adoption of amendments by the people," reported the same with the following recommendations:

On page 2, line 6, underscore the word "general" and in line 7, same page, underscore word "election".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. West, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to change the name of the Evangelical Congregational Church, of Schenectady, New York, a religious corporation, to the First Congregational Church of Schenectady, New York." (No. 605, Int. No. 556.)

"An act to provide for rebuilding the New York State Normal College at Albany, authorizing an exchange of sites and making an appropriation therefor." (No. 1111, Int. No. 290.)

"An act to amend chapter three hundred and ninety-six of the Laws of eighteen hundred and eighty-five, entitled 'An act to revise the charter of the city of Dunkirk,' relative to ascertaining indebtedness and issuing bonds." (No. 1114, Int. No. 723.)

"An act to provide for the use of voting machines at elections." (No. 1112, Int. No. 613.)

"An act authorizing the city of Lockport to raise money for police purposes, and for the purpose of refunding excess city and school taxes paid during the years nineteen hundred and four and nineteen hundred and five." (No. 1040, Int. No. 804.)

"An act to amend the Highway Law, in relation to additional tax for highway purposes." (No. 1080, Int. No. 507.)

"An act to amend the Village Law, in relation to the submission of propositions at a village election." (No. 1070, Rec. No. 68.)

"An act to amend the Tax Law, in regard to taxation of State lands in towns of Dannemora and Altona, in Clinton county." (No. 1078, Int. No. 165.)

"An act to repeal article three of the Labor Law, relating to free employment bureaus in cities of the first class." (No. 1082, Int. No. 378.)

"An act to amend the Military Code relative to armories." (No. 1079, Int. No. 467.)

"An act to amend chapter seven hundred and five of the Laws of nineteen hundred and one, entitled 'An act to make the office of sheriff of the county of Kings a salaried office and regulating the management of said office,' relative to authorizing the appointment of additional deputy sheriffs, additional assistant deputy sheriffs and subordinates, and providing for their compensation." (No. 1081, Int. No. 635.)

"An act to transfer the town of Ashford, Cattaraugus county, from the third to the first school commissioner's district of such county." (No. 1037, Int. No. 208.)

"An act to authorize the rector, church-wardens and vestrymen of the Church of the Ascension in the city of New York, to increase the number of its vestrymen." (No. 943, Int. No. 789.)



Mr. Evans, from the committee on public printing, to which was referred the resolution relative to printing 500 extra copies of the annual report of the State Superintendent of Elections for the use of the Assembly, reported in favor of the adoption of the following resolution:

Resolved, That 500 extra copies of the annual report of the State Superintendent of Elections be printed for the use of the Assembly.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 104

NOES 37

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Moreland	Steffens
Allen F E	Crosley	Hapeman	Murphy	Story
Allen J G	Cunningham	Hartman	Nevins	Surpless
Apgar	DeGroot	Harvey	Norton	Volk
Averill	Donohue	Hastings	O'Neill	Waddell
Baldwin	Dowling	Hoffman	Palmer S J	Wade
Bass	Draper	Hooker	Patton	Wainwright
Becker	Evans	Hubbs	Phillips	Weber
Bedell	Farnan	Knapp	Pratt	Wells
Beebe	Filley	Krulewitch	Prentice	Wemple
Bisland	Foelker	Lansing	Rock	West
Boshart	Foster	Lee W I	Rogers	Whitley
Brady	Fowler	Lewis	Santee	Whitney F G
Brennan	Francis	Lupton	Schoeneck	Whitney G H
Burnett	Gates	Maher	Scovill	Williams
Carrier	Grattan	Maier	Shuttleworth	Wilson
Chamberlain	Gray F J	Matthews	Smith J E	Winters
Charles	Green	Mead	Smith Myron	Wood
Colne	Gregory	Merritt	Sprenger	Yale
Coon	Gunderman	Miller	Stanley	Young
Cowan	Hammond	Mills	Steele	

Those who voted in the negative were:

Bernstein	Dressing	Harte	Nolan	Sammon
Bird	Eagleton	Kavanagh	Oglesby	Schwegler
Bohan	Feth	Keyes	Oliver	Shanahan
Burns	Fritz	LaFetra	Palmer G M	Smith A E
Burzynski	Grady	Lee A E	Quinn	Thompson
Carnochan	Gurnett	Lynch	Reilly	Tompkins
Caughlan	Hackett	McGuire	Salomon	Wedemeyer
Cohalan	Harawitz			

Mr. Tompkins moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker the Clerk called the roll, when the following members responded:

Agnew	Crosley	Harawitz	Norton	Stanley
Allen F E	DeGroot	Harte	Oglesby	Steele
Allen J G	Donohue	Harvey	O'Neill	Steffens
Apgar	Dowling	Hoffman	Palmer G M	Story
Averill	Draper	Hooker	Palmer S J	Surpless
Baldwin	Dressing	Hubbs	Patton	Thompson
Bass	Evans	Kavanagh	Phillips	Tompkins
Becker	Farnan	Knapp	Pratt	Volk
Bernstein	Feth	Krulewitch	Prentice	Waddell
Bisland	Filley	Lansing	Quinn	Wade
Bohan	Foelker	Lee A E	Reilly	Wainwright
Boshart	Foster	Lee W I	Rock	Weber
Brady	Fowler	Lewis	Rogers	Wedemeyer
Brennan	Francis	Lupton	Salomon	Wells
Burnett	Gates	Lynch	Sammon	Wemple
Burzynski	Grady	Maher	Santee	West
Carnochan	Grattan	Maier	Schmitt	Whitley
Carrier	Gray F J	Matthews	Schoeneck	Whitney F G
Caughlan	Green	Mead	Schwegler	Whitney G H
Chamberlian	Gregory	Merritt	Scovill	Williams
Charles	Gunderman	Miller	Shanahan	Wilson
Cohalan	Gurnett	Mills	Shuttleworth	Winters
Colne	Hackett	Moreland	Smith A E	Wood
Coon	Hammond	Murphy	Smith J E	Yale
Cowan	Hamn	Nevins	Smith M F	Young
Cox	Hapeman	Nolan	Sprenger	Speaker

The Clerk furnished a list of absentees to the Sergeant-at-Arms, who appeared in due time before the bar of the House with Messrs. Keyes, Young, Hastings and Hartman, each of whom, upon giving satisfactory explanation for being absent, was excused.

Mr. Tompkins moved that the call of the House be made a close call.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Tompkins offered for the consideration of the House, a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the resolution in relation to the removal of Warren B. Hooker a justice of the Supreme Court.

Debate was had thereon, when

Mr. Moreland moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution of Mr. Tompkins, and it was determined in the negative.

AYES 50

NOES 87

Those who voted in the affirmative were:

Allen F E	Dressing	Hooker	Oglesby	Smith J E
Averill	Eagleton	Keyes	Palmer G M	Smith M F
Becker	Evans	LaFetra	Pratt	Sprenger
Beebe	Feth	Lee A E	Prentice	Tompson
Bernstein	Gates	Lee W I	Quinn	Tompkins
Bohan	Grady	Lewis	Rogers	Volk
Burzynski	Green	Lynch	Schmitt	Weber
Carnochan	Hackett	Murphy	Schwegler	Wedemeyer
Colne	Harawitz	Nevins	Shanahan	Whitley
DeGroot	Harvey	Nolan	Shuttleworth	Winters

Those who voted in the negative were:

Agnew	Cowan	Hamn	Mills	Steele
Allen J G	Cox	Hapeman	Moreland	Steffens
Apgar	Crosley	Hartman	Norton	Story
Baldwin	Donohue	Hastings	O'Neill	Surpless
Bass	Dowling	Hoffman	Palmer S J	Waddell
Bird	Draper	Hubbs	Patton	Wainwright
Bisland	Eckmann	Kavanagh	Phillips	Wells
Boshart	Farnan	Knapp	Reilly	Wemple
Brady	Filley	Krulewitch	Rock	West
Brennan	Foelker	Lansing	Salomon	Whitney F G
Burnett	Foster	Lupton	Sammon	Whitney G H
Campbell	Fowler	Maher	Santee	Williams
Carrier	Francis	Maier	Schoeneck	Wilson
Caughlan	Grattan	Matthews	Scovill	Wood
Chamberlian	Gray F J	Mead	Smith A E	Yale
Charles	Gregory	Merritt	Smith Myron	Young
Cohalan	Gunderman	Miller	Stanley	Speaker
Coon	Hammond			

The bill (No. 1147) entitled "An act to amend the Village Law generally" (Int. No. 665), having been announced for a second reading,

Mr. Waddell moved to substitute the following substitute bill.

(See Appendix, No. 13.)

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Said substitute bill was then read the second time, and on motion of Mr. Waddell, was ordered printed and placed on the order of third reading and referred to the committee on revision.



The bill (No. 998) entitled "An act in relation to official papers and printing in cities of the second class" (Int. No. 837), having been announced for a third reading,

On motion of Mr. Gates, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 999) entitled "An act in relation to appropriations in cities of the second class" (Int. No. 836), having been announced for a third reading,

Mr. Gates moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the following substitute bill.

(See Appendix, No. 14.)

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Burnett, from the committee on affairs of cities, reported said substitute as directed, and the same was ordered printed and placed on the order of third reading.

The bill (No. 755) entitled "An act to amend the Public Health Law, relative to the number and appointment of members of local boards of health" (Int. No. 258), having been announced for a third reading,

Mr. Miller moved that said bill be recommitted to the committee on public health, with instructions to report the same forthwith amended as follows:

On page 2, line 7, after "cities" insert ",", also after "except" insert "[".

On page 2, line 8, after "Yonkers" insert "]" cities of the first and second class,".

On page 2, line 16, after "cities" insert ",", also after "except" insert "[".

On page 2, line 17, after "Yonkers" insert "]" cities of the first and second class,".

On page 5, line 22, strike out "all".

On page 5, strike out all of line 23.

On page 5, line 24, strike out "cities and".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. G. H. Whitney, from the committee on public health, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 382) entitled "An act to amend the Consolidated School Law, in relation to the apportionment of State school moneys" (Int. No. 363), having been announced for a third reading,

On motion of Mr. Moreland, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 953) entitled "An act to incorporate trustees of the Rose N. Yager Loan Fund, by that name" (Int. No. 799), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hamn	Mills	Sprenger
Allen F E	Cunningham	Hapeman	Moreland	Stanley
Allen J G	DeGroot	Harawitz	Murphy	Steele
Averill	Donohue	Hartman	Nevins	Steffens
Baldwin	Dowling	Hastings	Nolan	Story
Bass	Draper	Hoffman	Oglesby	Surpless
Becker	Eckmann	Hooker	Oliver	Thompson
Beebe	Evans	Hooper	Palmer G M	Tompkins
Bernstein	Farnan	Hubbs	Palmer S J	Volk
Bird	Feth	Kavanagh	Patton	Waddell
Bisland	Filley	Knapp	Phillips	Wade
Bohan	Fish	Krulewitch	Pratt	Wainwright
Boshart	Foelker	Lansing	Quinn	Weber
Brennan	Foster	LaFetra	Rock	Wedemeyer
Burnett	Fowler	Lee A E	Rogers	Wells
Burns	Fritz	Lee W I	Salomon	Wemple
Burzynski	Gates	Lewis	Schmitt	West
Carnochan	Grattan	Long	Schoeneck	Whitley
Carrier	Gray A B	Lupton	Schwegler	Whitney F G
Chamberlain	Gray F J	Lynch	Scovill	Whitney G H
Charles	Green	Maher	Shanahan	Williams
Cohalan	Gregory	Maier	Shuttleworth	Wilson
Colne	Gunderman	Matthews	Smith A E	Winters
Coon	Gurnett	McGuire	Smith J E	Wood
Cowan	Hackett	Mead	Smith M F	Yale
Cox	Hammond	Miller	Smith Myron	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 636) entitled "An act to authorize the Comptroller to hear and determine the application of William C. Robinson and Boyden Robinson for the redemption of lot number forty-two, township twenty-one, in the town of Long Lake, Totten and Crossfield's Purchase, Hamilton county, from the sales thereof by the Comptroller for unpaid taxes in the years eighteen hundred and eighty-five and eighteen hundred and ninety" (Int. No. 586), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hapeman	Merritt	Smith J E
Allen F E	Cox	Harawitz	Miller	Smith M F
Allen J G	Crosley	Harte	Mills	Smith Myron
Apgar	Cunningham	Hartman	Moreland	Sprenger
Averill	DeGroot	Harvey	Murphy	Stanley
Baldwin	Donohue	Hastings	Nevins	Steele
Bass	Draper	Hoffman	Norton	Steffens
Becker	Eagleton	Hooker	Oliver	Story
Beebe	Eckmann	Hooper	O'Neil	Surpless
Bernstein	Evans	Hubbs	Palmer G M	Thompson
Bird	Farnan	Kavanagh	Palmer S J	Volk
Bisland	Filley	Keyes	Patton	Waddell
Bohan	Fish	Knapp	Pratt	Wade
Boshart	Foelker	Krulewitch	Prentice	Wainwright
Brady	Foster	Lansing	Quinn	Weber
Brennan	Fowler	LaFetra	Rock	Wedemeyer
Burnett	Gates	Lee A E	Rogers	Wells
Burns	Grattan	Lee W I	Salomon	Wemple
Campbell	Gray A B	Lewis	Sammon	West
Carnochan	Gray F J	Lupton	Santee	Whitley
Carrier	Green	Lynch	Schmitt	Whitney G H
Caughlan	Gunderman	Maher	Schoeneck	Williams
Chamberlain	Gurnett	Maier	Scovill	Wilson
Charles	Hackett	Matthews	Shanahan	Winters
Cohalan	Hammond	McGuire	Shuttleworth	Wood
Colne	Hamn	Mead	Smith A E	Yale
Coon				



Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 757) entitled "An act to authorize the macadamizing or paving of streets, avenues or highways, and the construction of the necessary drains, curbing and gutters therefor, and in connection therewith, in the village of White Plains, Westchester county, and to provide the manner and means of paying therefor" (Int. No. 424), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hamn	Moreland	Smith Myron
Allen F E	DeGroot	Hapeman	Murphy	Sprenger
Allen J G	Donohue	Harawitz	Nevins	Stanley
Apgar	Dowling	Hartman	Nolan	Steele
Averill	Draper	Hastings	Norton	Steffens
Baldwin	Dressing	Hoffman	Oglesby	Story
Bass	Eagleton	Hooker	Oliver	Thompson
Becker	Evans	Hooper	O'Neil	Tompkins
Bedell	Farnan	Hubbs	Palmer G M	Volk
Beebe	Feth	Kavanagh	Palmer S J	Waddell
Bernstein	Filley	Keyes	Patton	Wade
Bird	Fish	Knapp	Phillips	Wainwright
Bisland	Foelker	Krulewitch	Pratt	Weber
Bohan	Foster	Lansing	Prentice	Wedemeyer
Boshart	Fowler	LaFetra	Reilly	Wells
Brady	Francis	Lee A E	Rock	Wempe
Brennan	Fritz	Lee W I	Rogers	West
Burnett	Gates	Lewis	Salomon	Whitley
Burns	Grady	Lupton	Sammon	Whitney F G
Burzynski	Grattan	Maher	Santee	Whitney G H
Carrier	Gray A B	Maier	Schoeneck	Williams
Caughlan	Gray F J	Matthews	Schwegler	Wilson
Chamberlain	Green	McGuire	Shanahan	Winters
Charles	Gregory	Merritt	Shuttleworth	Wood
Colne	Gunderman	Miller	Smith A E	Yale
Coon	Hackett	Mills	Smith J E	Young
Cowan	Hammond			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 630) entitled "An act to amend the Military Code, relative to relief from civil or criminal liability, security for and award of costs" (Int. No. 580), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hackett	Merritt	Smith M F
Allen F E	Crosley	Hammond	Miller	Smith Myron
Allen J G	Cunningham	Hamn	Mills	Sprenger
Apgar	DeGroot	Hapeman	Moreland	Stanley
Averill	Donohue	Harawitz	Murphy	Steele
Baldwin	Dowling	Harte	Nevins	Steffens
Bass	Draper	Hartman	Nolan	Surpless
Becker	Eagleton	Hastings	Oglesby	Thompson
Beebe	Eckmann	Hoffman	Oliver	Tompkins
Bernstein	Evans	Hooker	O'Neil	Volk
Bird	Farnan	Hooper	Palmer G M	Waddell
Bisland	Feth	Hubbs	Palmer S J	Wade
Bohan	Filley	Kavanagh	Patton	Weber
Boshart	Fish	Keyes	Phillips	Wedemeyer
Brady	Foelker	Krulewitch	Pratt	Wells
Brennan	Foster	Lansing	Prentice	Wemple
Burnett	Fowler	LaFetra	Quinn	West
Burns	Francis	Lee W I	Rock	Whitley
Burzynski	Fritz	Lewis	Schmitt	Whitney F G
Carnochan	Gates	Long	Schoeneck	Whitney G H
Carrier	Grattan	Lupton	Schwegler	Williams
Caughlan	Gray A B	Lynch	Scovill	Wilson
Chamberlain	Gray F J	Maher	Shanahan	Winters
Cohalan	Green	Maier	Shuttleworth	Wood
Colne	Gregory	Matthews	Smith A E	Yale
Coon	Gunderman	McGuire	Smith J E	Young
Cowan	Gurnett	Mead		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 901) entitled "An act to legalize, ratify and confirm an issue of bonds of the village of Fishkill Landing, in the county of Dutchess, to the amount of four thousand dollars, to be issued for the purpose of providing for the expense of

building an additional story to and making other alterations in one of the fire houses of the said village of Fishkill Landing, the property of said village, known as the Lewis Tompkins Hose Companys' house; and to legalize the special election held in the said village on the nineteenth day of December, nineteen hundred and five, and all the proceedings of the board of trustees of the said village authorizing and directing the issue of said bonds" (Int. No. 765), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Agnew	Donohue	Harawitz	Moreland	Smith Myron
Allen F E	Dowling	Harte	Murphy	Stanley
Allen J G	Draper	Hartman	Nevins	Steele
Averill	Eagleton	Hastings	Nolan	Steffens
Bass	Eckmann	Hoffman	Oglesby	Story
Becker	Evans	Hooker	Oliver	Surpless
Bernstein	Farnan	Hooper	O'Neil	Thompson
Bird	Feth	Hubbs	Palmer G M	Tompkins
Bisland	Filley	Kavanagh	Palmer S J	Volk
Boshart	Fish	Keyes	Patton	Waddell
Brady	Foelker	Knapp	Phillips	Wade
Brennan	Foster	Krulewitch	Pratt	Wainwright
Burnett	Fowler	Lansing	Prentice	Weber
Burns	Francis	LaFetra	Quinn	Wedemeyer
Burzynski	Fritz	Lee A E	Rock	Wells
Carnochan	Gates	Lee W I	Rogers	Wemple
Carrier	Grattan	Lewis	Salomon	West
Caughlan	Gray A B	Long	Santee	Whitley
Chamberlain	Gray F J	Lupton	Schmitt	Whitney F G
Charles	Green	Lynch	Schoeneck	Whitney G H
Cohalan	Gregory	Maher	Schwegler	Williams
Coon	Gunderman	Maier	Scovill	Wilson
Cowan	Gurnett	Matthews	Shanahan	Winters
Cox	Hackett	McGuire	Shuttleworth	Wood
Crosley	Hammond	Merritt	Smith A E	Yale
Cunningham	Hamn	Miller	Smith M F	Young
DeGroot	Hapeman	Mills		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.



The bill (No. 102) entitled "An act to prevent the location, construction, maintenance and operation of a street surface railroad or railroad of any kind in or upon Beach lane at Westhampton beach in the town of Southampton, in Suffolk county" (Int. No. 102), having been announced for a third reading,

On motion of Mr. Hooker, said bill was recommitted to the committee on railroads, retaining its place on the order of third reading.

The bill (No. 837) entitled "An act to change and diminish the boundaries of the village of Celoron, Chautauqua county, by excluding therefrom certain territory and setting the same back into the township of Ellicott" (Int. No. 720), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hapeman	Moreland	Smith J E
Allen F E	Crosley	Harawitz	Murphy	Smith M F
Allen J G	Cunningham	Harte	Nevins	Smith Myron
Apgar	DeGroot	Hartman	Norton	Sprenger
Averill	Donohue	Harvey	Oglesby	Stanley
Baldwin	Draper	Hastings	Oliver	Steele
Bass	Eagleton	Hoffman	O'Neil	Steffens
Becker	Eckmann	Hooper	Palmer G M	Story
Bernstein	Evans	Kavanagh	Palmer S J	Surpluss
Bird	Farnan	Keyes	Patton	Thompson
Bisland	Filley	Knapp	Phillips	Volk
Bohan	Fish	Krulewitch	Pratt	Waddell
Boshart	Foelker	Lansing	Prentice	Wade
Brady	Foster	LaFetra	Quinn	Wainwright
Brennan	Fowler	Lee A E	Reilly	Weber
Burnett	Francis	Lee W I	Rock	Wedemeyer
Burns	Gates	Lewis	Rogers	Wells
Burzynski	Grady	Lupton	Salomon	Wemple
Campbell	Grattan	Lynch	Sammon	Whitney F G
Carnochan	Gray A B	Maher	Santee	Whitney G H
Carrier	Gray F J	Maier	Schmitt	Williams
Caughlan	Green	Matthews	Schoeneck	Wilson

Chamberlain	Gregory	Mead	Scovill	Winters
Charles	Gunderman	Merritt	Shanahan	Wood
Colne	Gurnett	Miller	Shuttleworth	Yale
Coon	Hammond	Mills	Smith A E	Young
Cowan	Hamn			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1036) entitled "An act to amend chapter three hundred and eighty-eight of the Laws of eighteen hundred and fifty-four, entitled 'An act to incorporate the village of Lyons' generally, and the several acts amendatory thereof and supplemental thereto, and repealing section two of chapter twenty-two of the Laws of eighteen hundred and fifty-nine" (Int. No. 477), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Agnew	Coon	Hammond	Miller	Smith M F
Allen F E	Cowan	Hamn	Mills	Smith Myron
Allen J G	Cox	Hapeman	Moreland	Schwegler
Apgar	Crosley	Harawitz	Murphy	Stanley
Averill	Cunningham	Harte	Nevins	Steele
Baldwin	DeGroot	Hartman	Norton	Steffens
Bass	Donohue	Harvey	Gglesby	Story
Becker	Dowling	Hastings	O'Neill	Surpless
Beebe	Draper	Hoffman	Palmer G M	Thompson
Bernstein	Eagleton	Hooker	Palmer S J	Volk
Bird	Eckmann	Hubbs	Patton	Waddell
Bisland	Filley	Kavanagh	Phillips	Wade
Bohan	Fish	Keyes	Pratt	Wainwright
Boshart	Foelker	Knapp	Prentice	Weber
Brady	Foster	Krulewitch	Quinn	Wedemeyer
Brennan	Fowler	Lansing	Reilly	Wells
Burnett	Francis	LaFetra	Rock	Wemple
Burns	Gates	Lee A E	Salomon	West
Burzynski	Grady	Lee W I	Sammon	Whitley
Campbell	Grattan	Lewis	Santee	Whitney F G
Carnochan	Gray A B	Lupton	Schmitt	Whitney G H
Carrier	Gray F J	Lynch	Schoeneck	Williams
Caughlan	Green	Maher	Scovill	Wilson
Chamberlain	Gregory	Maier	Shanahan	Winters
Charles	Gunderman	McGuire	Shuttleworth	Wood
Cohalan	Gurnett	Mead	Smith A E	Yale
Colne	Hackett	Merritt	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 304) entitled "An act to amend chapter eight hundred and twenty-three, of the Laws of eighteen hundred and ninety-five, entitled 'An act to regulate barbering on Sunday,' in relation to the borough of Richmond" (Int. No. 304), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hammond	Mills	Smith Myron
Allen F E	Cox	Hamn	Moreland	Sprenger
Allen J G	Crosley	Hapeman	Murphy	Stanley
Apgar	Cunningham	Harawitz	Nevins	Steele
Averill	DeGroot	Hartman	Nolan	Steffens
Baldwin	Donohue	Hastings	Norton	Story
Bass	Dowling	Hoffman	Oglesby	Surpless
Becker	Draper	Hooker	Oliver	Thompson
Bedell	Dressing	Hooper	O'Neill	Tompkins
Beebe	Eagleton	Hubbs	Palmer G M	Volk
Bernstein	Evans	Kavanagh	Palmer S J	Waddell
Bird	Farnan	Keyes	Patton	Wade
Bisland	Feth	Knapp	Phillips	Wainwright
Bohan	Filley	Krulewitch	Pratt	Weber
Boshart	Fish	Lansing	Quinn	Wedemeyer
Brady	Foelker	LaFetra	Rock	Wells
Brennan	Foster	Lee A E	Rogers	Wemple
Burnett	Fowler	Lee W I	Salomon	West
Burns	Francis	Lewis	Sammon	Whitley
Burzynski	Fritz	Lupton	Santee	Whitney F G
Carnochan	Gates	Maher	Schoeneck	Whitney G H
Carrier	Grady	Maier	Schwegler	Williams
Caughlan	Grattan	Matthews	Scovill	Wilson
Chamberlain	Gray A B	McGuire	Shanahan	Winters
Charles	Gray F J	Mead	Shuttleworth	Wood
Colne	Gunderman	Merritt	Smith A E	Yale
Coon	Hackett	Miller	Smith J E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 900) entitled "An act to legalize, ratify and confirm an issue of bonds of the village of Matteawan, in the



county of Dutchess, to the amount of not to exceed fifty-five thousand eighty-six dollars, to be issued for the purpose of providing for the expense of completing the construction of the sewer system already authorized and under contract and in course of construction in and for the said village; and to legalize the special election held in the said village on the tenth day of January, nineteen hundred and six, and all the proceedings of the board of trustees of the said village authorizing and directing the issue of said bonds" (Int. No. 764), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Gunderman	McGuire	Smith J E
Allen F E	Cox	Gurnett	Mills	Smith M F
Allen J G	Crosley	Hackett	Moreland	Smith Myron
Apgar	Cunningham	Hammond	Murphy	Sprenger
Averill	DeGroot	Hapeman	Nevins	Steele
Baldwin	Donohue	Harawitz	Nolan	Steffens
Bass	Dowling	Harte	Oglesby	Story
Becker	Draper	Hartman	Oliver	Surplless
Beebe	Eagleton	Hoffman	O'Neill	Thompson
Bernstein	Eckmann	Hooker	Palmer G M	Volk
Bird	Evans	Hooper	Palmer S J	Waddell
Bohan	Farnan	Hubbs	Patton	Wade
Bisland	Feth	Kavanagh	Phillips	Wainwright
Brady	Filley	Knapp	Pratt	Weber
Brennan	Fish	Krulewitch	Prentice	Wedemeyer
Burnett	Foelker	LaFetra	Quinn	Wells
Burns	Foster	Lee A E	Rock	West
Burzynski	Fowler	Lee W I	Salomon	Whitley
Carnochan	Francis	Lewis	Santee	Whitney F G
Carrier	Fritz	Long	Schmitt	Whitney G H
Caughlan	Gates	Lupton	Schoeneck	Wilson
Chamberlain	Grattan	Lynch	Schwegler	Winters
Charles	Gray A B	Maher	Scovill	Wood
Cohalan	Gray F J	Maier	Shuttleworth	Yale
Colne	Green	Matthews	Smith A E	Young
Coon	Gregory			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 439) entitled "An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill and the several acts amendatory thereof,' in relation to the construction and maintenance of public docks within the village" (Int. No. 409), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127

NOES 00

Those who voted in the affirmative were:

Agnew	Donohue	Harte	Murphy	Stanley
Allen F E	Dowling	Hartman	Nevins	Steele
Allen J G	Draper	Hastings	Nolan	Steffens
Averill	Eagleton	Hoffman	Oglesby	Story
Baldwin	Eckman	Hooper	Oliver	Surpless
Becker	Evans	Hubbs	O'Neill	Thompson
Beebe	Farnan	Kavanagh	Palmer S J	Tompkins
Bernstein	Feth	Keyes	Pratt	Volk
Bird	Filley	Knapp	Prentice	Waddell
Bisland	Foster	Krulewitch	Quinn	Wade
Boshart	Fowler	Lansing	Rock	Wainwright
Brady	Francis	Lee A E	Rogers	Weber
Brennan	Fritz	Lewis	Salomon	Wedemeyer
Burnett	Gates	Long	Santee	Wells
Burns	Grattan	Lupton	Schmitt	Wemple
Burzynski	Gray A B	Lynch	Schoeneck	West
Carnochan	Gray F J	Maher	Schwegler	Whitley
Carrier	Green	Maier	Scovill	Whitney F G
Caughlan	Gregorry	Matthews	Shanahan	Whitney G H
Chamberlain	Gunderman	McGuire	Shuttleworth	Williams
Charles	Gurnett	Mead	Smith A E	Wilson
Cohalan	Hackett	Merritt	Smith J E	Winters
Coon	Hammond	Miller	Smith M F	Wood
Cowan	Hamn	Mills	Smith Myron	Yale
Cox	Hapeman	Moreland	Sprengrer	Young
DeGroot	Harawitz			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Pursuant to notice, Mr. Shanahan called up the bill (No. 634) entitled "An act to amend chapter five hundred and nine

of the Laws of eighteen hundred and ninety-seven, entitled 'An act to provide for the establishment of a botanic garden and arboretum on park lands in the city of Brooklyn and for the care of the same' " (Int. No. 584), heretofore laid aside on the order of third reading.

Said bill having been announced for a third reading.

Mr. Shanahan moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

On page 3, line 12, insert after the word "board", the words "of estimate and apportionment of the city of New York on the recommendation of the board".

On page 3, line 13, strike out the word "the" and insert in place thereof the word "said".

On page 3, lines 14, 15 and 16, strike out the words "execute and deliver to said Brooklyn institute of arts and science a lease at a nominal rental for the term of ninety-nine years of", and insert in place thereof the words, "enter into an agreement on behalf of said city with the said Brooklyn institute of arts and science for the establishing and maintaining by said institute of a botanic garden and arboretum upon such terms and conditions as may be agreed to, on".

On page 3, line 19, strike out the words "included in said lease" and insert in place thereof the word "on".

On page 4, line 2, strike out the words "premises so leased" and insert in place thereof the words "lands designated in said agreement".

On page 4, line 12, after the word "apportionment" add the words "and the board of aldermen of said city".

On page 5, line 7, strike out the entire line and insert in place thereof the following:

"Section 4. The board of estimate and apportionment and the board of aldermen of the city of New York on the making of an agreement as provided in section two of this act, are hereby authorized on the recommendation of the said board of park commissioners, in their discretion, to appropriate annually a sum or sums of money for the care and maintenance by said institute of said botanic garden and arboretum and of the plant houses and rooms for instruction erected thereon.

"Section 5. This act shall take effect immediately."

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.



Mr. Burnett, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Moreland moved that all further proceedings under the close call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. G. H. Whitney offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly, of Assembly bill (No. 927, Int. No. 681), entitled "An act to amend chapter one hundred and six of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' and the acts amendatory thereof, relating to the powers and duties of the president, constitution of the board of trustees, appointment of village attorney, and the village funds known as the general fund and the highway fund," for the purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 7, 1906.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return of Senate bill No. 205, Rec. No. 33, entitled "An act to equalize the salaries of the attendants and messengers of the surrogates' court in the county of New York with the salaries of the attendants of the Supreme Court in the first judicial district and the Appellate Division thereof in the first department," for the purpose of amendment.

By order of the Senate,

L. B. GLEASON.

*Clerk.*

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 7, 1906.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return of Senate bill No. 267, Rec. No. 14, entitled "An act to legalize, ratify, approve and confirm the issue and sale of a series of one hundred and eighty-one thousand five hundred dollars registered additional water works bonds of the city of Troy, dated the first day of September, nineteen hundred and five, and to legalize, ratify, approve and confirm all the acts and proceedings under which said bonds were issued and sold," for the purpose of amendment.

By order of the Senate,

L. B. GLEASON,  
*Clerk.*

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 7, 1906.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill No. 282, Rec. No. 48, entitled "An act to amend chapter six hundred and nineteen of the Laws of eighteen hundred and ninety-four, entitled 'An act to amend chapter four hundred and thirty-four of the Laws of eighteen hundred and seventy-three, entitled "An act authorizing the formation of a corporate body to be known as the Firemen's Association of the State of New York,' in relation to the amount of property said association may purchase, hold and convey," for the purpose of amendment.

By order of the Senate,

L. B. GLEASON,  
*Clerk.*

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the concurrent resolution recalling from the Governor, for the purpose of amendment, Assembly bill (No. 927, Int. No. 681), entitled "An act to amend chapter one hundred and six of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts, and the acts amendatory thereof, relating to the powers and duties of the president, constitution of the board of trustees, appointment of village attorney, and the village funds known as the general fund and the highway fund,'" with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

A communication was received from Hon. Chas. H. Gaus, mayor of the city of Albany, returning Assembly bill (No. 376, Int. No. 38), entitled "An act to amend chapter three hundred and seventy-seven of the Laws of eighteen hundred and seventy, entitled 'An act supplementary to "An act in relation to a public park in the city of Albany,"' and acts amendatory thereof, in relation to a sinking fund," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER.

ALBANY, *March 7, 1906.*

*To the Assembly:*

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill (No. 927, Int. No. 681), entitled "An act to amend chapter one hundred and six of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' and the acts



amendatory thereof, relating to the powers and duties of the president, constitution of the board of trustees, appointment of village attorney, and the village funds known as the general fund and the highway fund."

FRANK W. HIGGINS.

Said bill having been announced,

Mr. G. H. Whitney moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hapeman	Moreland	Sprenger
Allen F E	Crosley	Harte	Murphy	Stanley
Allen J G	Cunningham	Hartman	Nevins	Steele
Apgar	DeGroot	Hastings	Nolan	Steffens
Averill	Dowling	Hoffman	Oglesby	Story
Baldwin	Draper	Hooker	Oliver	Surpluss
Bass	Eagleton	Hooper	O'Neill	Thompson
Beebe	Eckmann	Hubbs	Palmer G M	Tompkins
Brennan	Evans	Kavanagh	Patton	Wade
Bird	Farnan	Knapp	Phillips	Wainwright
Bisland	Filley	Krulewitch	Pratt	Volk
Bohan	Foelker	Lansing	Prentice	Weber
Boshart	Foster	LaFetra	Quinn	Wedemeyer
Brady	Fowler	Lee A E	Rock	Wells
Brennan	Francis	Lewis	Rogers	Wemple
Burnett	Fritz	Long	Salomon	West
Burns	Gates	Lupton	Santee	Whitley
Burzynski	Grattan	Lynch	Schmitt	Whitney F G
Carnochan	Gray A B	Maher	Schoeneck	Whitney G H
Carrier	Gray F J	Maier	Schwegler	Williams
Chamberlain	Green	Matthews	Scovill	Wilson
Charles	Gregory	McGuire	Shanahan	Winters
Cohalan	Gurnett	Mead	Shuttleworth	Wood
Colne	Hackett	Merritt	Smith A E	Yale
Coon	Hammond	Miller	Smith M F	Young
Cowan	Hamn	Mills	Smith Myron	

Mr. G. H. Whitney moved that said bill be recommitted to the committee on affairs of villages, with instructions to report the same forthwith amended as follows:

Page 2, line 14, after the word "one" insert "and" and strike out the words "and there" on same line.

Page 3, between lines 6 and 7, insert:

"§ 3. The first paragraph of section three of title five of such act is hereby amended to read as follows:"

Page 3, line 9, change the number "3" to "4".

Page 3, line 16, change the number "4" to "5".

Page 4, line 5, change the number "5" to "6".

Page 5, line 4, change the number "6" to "7".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Steele, from the committee on affairs of villages, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The privileges of the floor were extended to Hon. Martin L. Cadin, a former member.

Mr. Fish and Mr. Bernstein were excused from Wednesday's session.

On motion of Mr. Moreland, the House adjourned.

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### THURSDAY, MARCH 8, 1906.

The House met pursuant to adjournment.

Prayer by Rev. I. M. Derrick, Rensselaer.

On motion of Mr. Moreland, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the bill (No. 577) entitled "An act making an appropriation for expenses of the Senate" (Rec. No. 98), which was read the first time and referred to the committee on ways and means.

Mr. Agnew introduced a bill entitled "An act to amend the Labor Law relative to the hours of employment in factories and mercantile establishments" (Int. No. 1038), which was read the first time and referred to the committee on labor and industries.

Mr. Averill introduced a bill entitled "An act to amend chapter two hundred and fifty-eight of the Laws of nineteen hundred, entitled 'An act in relation to the Court of Appeals law library at

Rochester,' relative to librarians" (Int. No. 1039), which was read the first time and referred to the committee on ways and means.

Mr. Donohue introduced a bill entitled "An act to amend the Military Code, in relation to compensation of employees in armories" (Int. No. 1040), which was read the first time and referred to the committee on ways and means.

Mr. Farnan introduced a bill entitled "An act to amend the Transportation Corporations Law, relative to deposit with gas-light and electric-light corporations" (Int. No. 1041), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. W. I. Lee introduced a bill entitled "An act to close and strike from the town survey commissioner's map of Kings county a portion of Avenue M in the Thirty-second ward of the city of Brooklyn" (Int. No. 1042), which was read the first time and referred to the committee on affairs of cities.

Mr. Rock introduced a bill entitled "An act ratifying the laying out and construction of Pelham avenue, from Webster avenue to Southern boulevard in the borough of the Bronx in the city of New York, and authorizing persons assessed for said work to apply to the Supreme Court, first department, for relief from the assessment laid or paid therefor" (Int. No. 1043), which was read the first time and referred to the committee on affairs of cities.

Also, "An act for the relief of persons assessed for acquiring title to the public squares or places on the southerly side of One Hundred and Thirty-eighth street, between Mott avenue and Railroad avenue east, in the borough of the Bronx in the city of New York, a part of said public squares or places having been taken by the city of New York for a fire engine site" (Int. No. 1044), which was read the first time and referred to the committee on affairs of cities.

Mr. Stanley introduced a bill entitled "An act to amend sections twenty-seven hundred and eighteen and twenty-seven hundred and twenty-eight of the Code of Civil Procedure, relating



to the publication of notice to prove claims against decedent, and to voluntary accounting by executor and administrator" (Int. No. 1045), which was read the first time and referred to the committee on codes.

Also, "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and the comptroller of said city to pay Ernest H. Juergens compensation for services rendered to said city in the law department, in the years eighteen hundred and ninety-nine and nineteen hundred as an office boy" (Int. No. 1046), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the charter of the Missionary Society of the Methodist Episcopal Church" (Int. No. 1047), which was read the first time and referred to the committee on charitable and religious societies.

Also, "An act to change and amend the charter of the Woman's Foreign Missionary Society of the Methodist Episcopal Church" (Int. No. 1048), which was read the first time and referred to the committee on charitable and religious societies.

Mr. Story introduced a bill entitled "An act to amend the Greater New York charter, relative to the department of street cleaning" (Int. No. 1049), which was read the first time and referred to the committee on affairs of cities.

Mr. Whitley introduced a bill entitled "An act to amend the Domestic Commerce Law, in relation to fire escapes in hotels and rooming-houses" (Int. No. 1050), which was read the first time and referred to the committee on general laws.

Mr. F. G. Whitney introduced a bill entitled "An act to amend the County Law, in relation to cemetery trusts" (Int. No. 1051), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Forest, Fish and Game Law, in relation to fishing in Lake Ontario in Oswego county" (Int. No. 1052), which was read the first time and referred to the committee on fisheries and game.

Mr. Bohan introduced a bill entitled "An act directing the conveyance to the city of New York of the sunken meadows in the East river adjacent to Randall's island, and of the land under water surrounding the same, to the bulkhead line" (Int. No. 1055), which was read the first time and referred to the committee on ways and means.

Mr. Eckmann introduced a bill entitled "An act to compel certain street surface railroad lines in the city of New York to run the cars thereon without change" (Int. No. 1056), which was read the first time and referred to the committee on railroads.

Mr. Grady introduced a bill entitled "An act to enable the police commissioner of the city of New York to rehear and determine the charges against Michael Clifford, a policeman of the first grade, for reinstatement in said department" (Int. No. 1057), which was read the first time and referred to the committee on affairs of cities.

Mr. Grattan introduced a bill entitled "An act to amend section twenty-five, title four, chapter nine hundred and five, Laws of eighteen hundred and ninety-six, entitled 'An act to incorporate the city of Watervliet,' relative to local assessments" (Int. No. 1058), which was read the first time and referred to the committee on affairs of cities.

Mr. Hartman introduced a bill entitled "An act to establish a State Veterinary College for the eastern portion of the State, at New York University in the city of New York and to provide for the administration thereof" (Int. No. 1059), which was read the first time and referred to the committee on ways and means.

Also, "An act to regulate the transmission of moneys to foreign countries by persons other than those exclusively engaged in the banking business in the State of New York" (Int. No. 1060), which was read the first time and referred to the committee on banks.

Mr. Maier introduced a bill entitled "An act to regulate the price of illuminating gas in the villages of Seneca Falls and Waterloo, Seneca county, New York" (Int. No. 1061), which was

read the first time and referred to the committee on electricity, gas and water supply.

Mr. Merritt introduced a bill entitled "An act to amend the Code of Civil Procedure in relation to the Court of Claims" (Int. No. 1062), which was read the first time and referred to the committee on codes.

Mr. Moreland introduced a bill entitled "An act making an appropriation for expenses of the Senate and Assembly" (Int. No. 1063), which was read the first time and referred to the committee on ways and means.

Also, "An act to reappropriate certain unexpended balances of former appropriations" (Int. No. 1064), which was read the first time and referred to the committee on ways and means.

Mr. Prentice introduced a bill entitled "An act to amend chapter four hundred and thirty-two of the Laws of nineteen hundred and four, entitled 'An act to regulate the keeping of employment agencies in cities of the first and second class where fees are charged for procuring employment or situations'" (Int. No. 1065), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Greater New York charter in relation to employment and payment of inspectors of removals of pavements or disturbances of surface of streets" (Int. No. 1066), which was read the first time and referred to the committee on affairs of cities.

Mr. Rock introduced a bill entitled "An act to amend the Labor Law, in relation to the protection of employees on buildings and bridges in the course of construction" (Int. No. 1067), which was read the first time and referred to the committee on labor and industries.

Mr. Steele introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to taking fish with setlines, tip-ups, or by spearing, in Young's lake and Weaver's lake in the town of Warren, Herkimer county" (Int. No. 1068), which was read the first time and referred to the committee on fisheries and game.



Mr. Wainwright introduced a bill entitled "An act to amend the Town Law by authorizing a town board to provide for sprinkling streets" (Int. No. 1069), which was read the first time and referred to the committee on internal affairs.

Mr. Fish introduced a bill entitled "An act to amend the Highway Law, in relation to highway accounts and reports of highways receipts and expenditures to the State Engineer" (Int. No. 1070), which was read the first time and referred to the committee on internal affairs.

Mr. Whitley introduced a bill entitled "An act to amend chapter three hundred and forty-seven of the Laws of eighteen hundred and ninety, entitled 'An act to provide for the payment of the cost and expenses of the construction of a trunk sewer on the east side of the Genesee river in the city of Rochester, by the issue of bonds of said city, and providing for the payment of said bonds by local assessments'" (Int. No. 1071), which was read the first time and referred to the committee on affairs of cities.

Mr. Murphy introduced a bill entitled "An act to amend the Tax Law, in relation to the exemption of the property of Greek letter fraternities, et cetera, connected with or located at a college or other institution of learning from taxation" (Int. No. 1072), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Bass introduced a bill entitled "An act to amend the Town Law, in relation to town fire companies" (Int. No. 1073), which was read the first time and referred to the committee on internal affairs.

Mr. Apgar introduced a bill entitled "An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill, and the several acts amendatory thereof,' relative to subways or conduits" (Int. No. 1074), which was read the first time and referred to the committee on affairs of villages.

Also, "An act to amend the Transportation Corporations Law,

in relation to waterworks corporations" (Int. No. 1075), which was read the first time and referred to the committee on electricity, gas and water supply.

Also, "An act to increase the salary of the surrogate of the county of Westchester" (Int. No. 1076), which was read the first time and referred to the committee on internal affairs.

By unanimous consent, Mr. Oglesby introduced a bill entitled "An act to amend title four of chapter six hundred and thirty-five of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Yonkers,' by adding a new section authorizing the issue of revenue bonds and certificates of indebtedness" (Int. No. 1077), which was read the first time.

On motion of Mr. Oglesby, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on affairs of cities.

Mr. Cox, from the committee on the judiciary, to which was referred the resolution relative to charges of corruption and fraud at the recent election for mayor in the city of New York, reported in favor of the adoption of the following resolution:

Whereas, Charges of corruption and fraud at the recent election for mayor in New York city have been publicly made, and it has been charged that the votes for William R. Hearst, a candidate for mayor at the said election, on the Municipal Ownership ticket, and for the other candidates upon the said Municipal Ownership ticket, were not properly counted; and

Whereas, Resolutions and bills providing for an investigation of said election, a recount of the vote, and amendment to the Election Law have been introduced in the Assembly; and

Whereas, A regular method now exists at law by which the Attorney-General may, upon the complaint of a private person, maintain an action to determine the right of any person to a public office, in accordance with chapter sixteen of the Code of Civil Procedure; and

Whereas, The Assembly desires, for the proper consideration of these matters, to be informed as to the nature of these proceedings, and whether the said William R. Hearst or any candidate upon the said Municipal Ownership ticket has complained to the Attorney-General or requested him to commence such action.

Resolved, That the Attorney-General be requested to inform the Assembly whether, in his opinion, in proceedings in accordance with chapter sixteen of the Code of Civil Procedure, the ballot boxes containing the ballots cast at the last election in New York City can be opened and the ballots recounted, and whether the said William R. Hearst, or any candidate upon the said Municipal Ownership ticket, has made complaint to him, or request that he commence such action.

Debate was had thereon, when

Mr. Moreland moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

AYES 86

NOES 29

Those who voted in the affirmative were:

Agnew	Cox	Hapeman	Moreland	Stanley
Allen F E	Crosley	Hartman	Nevins	Steele
Allen J G	Dowling	Hastings	Norton	Tompkins
Apgar	Draper	Hooker	Oliver	Volk
Averill	Dressing	Hubbs	Palmer G M	Waddell
Bass	Eagleton	Kavanagh	Patton	Wade
Becker	Evans	Lansing	Phillips	Wainwright
Beebe	Filley	LaFetra	Pratt	Weber
Bird	Foster	Lee A E	Prentice	Wemple
Bohan	Gates	Lewis	Rogers	Whitley
Boshart	Grady	Lynch	Salomon	Whitney F G
Burnett	Grattan	Maher	Santee	Whitney G H
Carnochan	Gray F J	Maier	Schwegler	Williams
Carrier	Gregory	Matthews	Shuttleworth	Wilson
Caughlan	Gurnett	Mead	Smith A E	Winters
Charles	Hackett	Merritt	Smith J E	Wood
Cohalan	Hammond	Mills	Smith Myron	Yale
Coon				

Those who voted in the negative were:

Bernstein	Eckmann	Green	McGuire	Steffens
Brennan	Farnan	Harte	Murphy	Surpless
Campbell	Feth	Harvey	O'Neill	Thompson
Colne	Foelker	Hoffman	Palmer S J	Wells
DeGroot	Fowler	Keyes	Schmitt	Young
Donohue	Francis	Long	Sprenger	

Mr. Phillips, from the committee on codes, to which was referred Assembly bill introduced by Mr. Draper (No. 1067, Int. No. 889), entitled "An act to amend the Code of Civil Procedure relating to the limitation of actions for alienation of husband's or wife's affections."

Also, Assembly bill introduced by Mr. Bisland (No. 1055, Int. No. 877), entitled "An act to amend the Code of Civil Procedure,



in relation to the appointment and compensation of a stenographer for the surrogate's court of Sullivan county."

Also, Assembly bill introduced by Mr. Cunningham (No. 460, Int. No. 430), entitled "An act amending section seven hundred of the Penal Code relating to sentences to imprisonment in the New York State Reformatory at Elmira."

Also, Assembly bill introduced by Mr. Averill (No. 440, Int. No. 410), entitled "An act to amend subdivisions one and two of section two hundred and twenty-one of the Code of Civil Procedure."

Also, Assembly bill introduced by Mr. Kavanagh (No. 321, Int. No. 287), entitled "An act to amend the Penal Code, relative to discrimination and other frauds in the management of places of public entertainment and amusement."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred Assembly bill introduced by Mr. Miller (No. 897, Int. No. 761), entitled "An act to amend the Penal Code in relation to racing near a courthouse, in certain counties," reported the same with the following amendment:

On page 2, line 5, after the word "held" add the following: "nor apply to or affect the maintenance and operation of any race track upon which races were conducted in the year nineteen hundred and five under the license of the state racing commission."

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Phillips, from the committee on codes, to which was referred Senate bill introduced by Mr. Hill (No. 383, Rec. No. 64), entitled "An act to amend the Code of Civil Procedure, relative to the length of time to publish notice," reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred Senate bill (No. 223, Rec. No. 37) introduced by Mr. Cobb, entitled "An act to amend the Code of Civil Procedure, in relation to the sale, mortgaging or leasing of the contingent interests of infants not in being in real property," reported in favor of the passage of the same, with the following amendments:

On page 1, line 3, strike out the word "from" and insert "of an".

On page 4, line 2, strike out the word "lien" and insert the word "lieu".

JESSE S. PHILLIPS,

*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred Senate bill (No. 393, Rec. No. 50) introduced by Mr. Gardner, entitled "An act to amend section twenty-five hundred and ten of the Code of Civil Procedure in relation to the examination of the witnesses to wills," reported in favor of the passage of the same, with the following amendment:

On page 2, line 7, after the word "purpose" insert "[he is]."

JESSE S. PHILLIPS,

*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Hooker, from the committee on railroads, to which was referred Senate bill introduced by Mr. Burr (No. 180, Rec. No. 16), entitled "An act to prevent the location, construction, maintenance and operation of a street surface railroad or railroad of any kind in or upon Beach lane at Westhampton beach, in the town of Southampton, in Suffolk county," reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Hooker, from the committee on railroads, to which was referred Assembly bill introduced by Mr. Lynch (No. 124, Int. No. 124), entitled "An act to amend chapter three hundred and

fifty-three of the Laws of eighteen hundred and ninety-two, entitled 'An act to further amend chapter three hundred and forty-five of the Laws of eighteen hundred and eighty-eight,' in relation to the grade crossings in the city of Buffalo, and to give further powers to the grade crossing commission of said city," reported in favor of the passage of the following substitute bill.

(See Appendix, No. 15.)

which report was agreed to and said substitute bill ordered printed and placed on the order of second reading.

Mr. Merritt, from the committee on general laws, to which was referred Assembly bill introduced by Mr. DeGroot (No. 804, Int. No. 697), entitled "An act to amend chapter one hundred and thirty-three of the Laws of eighteen hundred and forty-seven, entitled 'An act authorizing the incorporation of rural cemetery associations' in relation to thoroughfares of the city of New York."

Also, Assembly bill introduced by Mr. Averill (No. 338, Int. No. 312), entitled "An act to prohibit the docking of horse's tails, and to require a registry of all docked horses, now in this State."

Also, Assembly bill introduced by Mr. Merritt (No. 960, Int. No. 806), entitled "An act to amend the Lien Law in reference to the foreclosure of lien."

Also, Assembly bill introduced by Mr. Salomon (No. 1048, Int. No. 870), entitled "An act to amend chapter twenty-seven of the Laws of eighteen hundred and seventy-five, entitled 'An act to designate the holidays to be observed in the acceptance and payment of bills of exchange, bank checks and promissory notes,' designating Columbus' day as a public holiday."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Merritt, from the committee on general laws, to which was referred Assembly bill (No. 621, Int. No. 571), introduced by Mr. DeGroot, entitled "An act to amend the Civil Service Law, in relation to veterans," reported in favor of the passage of the same with the following amendment:



By striking out on page 3, line 6, the words in parenthesis as follows: ("intended to bring about his resignation").

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Merritt, from the committee on general laws, to which was referred Assembly bill introduced by Mr. DeGroot (No. 633, Int. No. 583), entitled "An act regulating traffic in meats," reported the following substitute bill:

(See Appendix, No. 16.)

and request that said substitute bill be printed and recommitted to said committee, which report was agreed to and said substitute bill ordered printed and recommitted to said committee.

Mr. Wade, from the committee on taxation and retrenchment, to which was referred Assembly bill introduced by Mr. G. H. Whitney (No. 681, Int. No. 624), entitled "An act to amend section two hundred and forty-a of the Tax Law in relation to reports of the State Comptroller and the payment to the State Treasurer of taxes on taxable transfers."

Also, Assembly bill introduced by Mr. Cunningham (No. 884, Int. No. 748), entitled "An act to amend chapter five hundred and sixty-two of the Laws of nineteen hundred and five, entitled 'An act to provide for the taxation for school purposes of the lands owned by the State and situate within the boundaries of union free school district number two of the town of Wawarsing, Ulster county.'"

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Agnew, from the committee on electricity, gas and water supply, to which was referred Assembly bill introduced by Mr. Tompkins (No. 145, Int. No. 145), entitled "An act to amend section thirty-three of chapter seven hundred and twenty-four of the Laws of nineteen hundred and five in regard to an additional supply of pure and wholesome water for the city of New York," reported in favor of the passage of the same without amendment,

which report was agreed to and said bill placed on the order of second reading.

Mr. Agnew, from the committee on electricity, gas and water supply, to which was referred Assembly bill (No. 1121, Int. No. 925), introduced by Mr. Fowler, entitled "An act to amend chapter seven hundred and twenty-four of the Laws of nineteen hundred and five, entitled 'An act to provide for an additional supply of pure and wholesome water for the city of New York; and for the acquisition of lands or interests therein, and for the construction of the necessary reservoirs, dams, aqueducts, filters, and other appurtenances for that purpose; and for the appointment of a commission with the powers and duties necessary and proper to attain these objects,' generally," reported in favor of the passage of the same with the following amendments:

On page 14, line 24, after the word "Ulster" insert "Albany"

On page 15, lines 12, 13 and 14, strike out the underscored matter and insert "and the commissioners shall not be limited in the reception of evidence to the rules regulating the proof of direct damages."

On page 15, line 21, after the word "Ulster" insert "Albany". which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Wade, from the committee on taxation and retrenchment, to which was referred Assembly bill introduced by Mr. Wade (No. 1097, Int. No. 906), entitled "An act to amend the law in relation to the defense of certiorari proceedings to review the assessment of a special franchise by the State Board of Tax Commissioners," reported the same with the following amendment:

Insert in the first line of the title after the word "the" and preceding the word "law" the word "tax".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Agnew, from the committee on electricity, gas and water supply, to which was referred Senate bill introduced by Mr. Stevens (No. 456, Rec. No. 72), entitled "An act to amend sec-

tion one of chapter seven hundred and thirty-two of the Laws of nineteen hundred and five, entitled 'An act in relation to the price of electric current furnished or sold in the city of New York, for light, heat, power or other purposes to consumers other than said city and providing a penalty for violation,' reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Steele, from the committee on affairs of villages, to which was referred Assembly bill introduced by Mr. Crosley (No. 665, Int. No. 604), entitled "An act to authorize the village of Homer, to construct and maintain an artificial outlet for the waters of Barber pond in said village and to close the present outlet thereof, and to issue the necessary bonds therefor," reported in favor of the passage of the following substitute bill.

(See Appendix, No. 17.)

which report was agreed to and said substitute bill ordered printed and placed on the order of second reading.

Mr. Steele, from the committee on affairs of villages, to which was referred Senate bill introduced by Mr. Prime (No. 439, Rec. No. 71), entitled "An act to legalize the action of a meeting of the village of Rouses Point in adopting a resolution relating to the organization of a public free library and authorizing the library trustees of said village to accept the conditions of a certain will."

Also, Senate bill introduced by Mr. Brackett (No. 380, Rec. No. 67), entitled "An act to amend chapter one hundred and twenty-nine of the Laws of nineteen hundred and five, entitled 'An act to amend chapter two hundred and twenty of the Laws of eighteen hundred and sixty-six, entitled 'An act to amend the charter of the village of Saratoga Springs, and the several acts amendatory thereof' and to terminate the terms of office of the present fire commissioners of said village, and to concentrate the functions heretofore exercised by said fire commissioners, in a single commissioner and to define his powers, duties and liabilities."



Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. F. E. Allen, from the committee on labor and industries, to which was recommitted Assembly bill introduced by Mr. F. E. Allen (No. 695, Int. No. 188), entitled "An act to amend the Labor Law, relative to the use of exhaust fans in factories," reported in favor of the passage of the same with the following amendments:

Strike out all underscored matter on lines 12-16 on page 2.

On line 18, page 2, after the word "dust" strike out the period and insert a semicolon, adding thereafter the following: "except where, in case of woodworking machinery, the commissioner of labor, after first making and filing in the public records of his office a written statement of the reasons therefor, shall decide that it is unnecessary for the health and welfare of the operatives."

which report was agreed to and said bill ordered reprinted and placed on the order of second reading.

Mr. F. E. Allen, from the committee on labor and industries, to which was recommitted Assembly bill introduced by Mr. F. E. Allen (No. 694, Int. No. 187), entitled "An act to amend the Labor Law, relative to information to be furnished the Commissioner of Labor," reported the same with the following amendment:

Page 2, line 15, after word "thereof" insert the following:

"A person refusing to admit such commissioner or a person authorized by him, to any such establishment, or to furnish him any information requested, or who refuses to answer or untruthfully answers questions put to him by such commissioner, in a circular or otherwise, shall forfeit to the people of the state the sum of one hundred dollars for each refusal and answer untruthfully given, to be sued for and recovered by the commissioner in his name of office. The amount so recovered shall be paid into the state treasury."

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Rogers, from the committee on insurance, to which was

referred Assembly bill introduced by Mr. Lupton (No. 859, Int. No. 740), entitled "An act to amend the Insurance Law, in relation to insuring property in companies not authorized to transact business in this State," reported the same with the following amendment:

Page 2, line 19, after the word "states" insert "or countries". and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. G. H. Whitney, from the committee on public health, to which was recommitted Assembly bill introduced by Mr. Santee (No. 919, Int. No. 291), entitled "An act to amend the Public Health Law and the acts amendatory thereof, in relation to pharmacy," reported in favor of the passage of the same with the following amendments:

On page 2, line 14, after the word "thereof" insert the following: "Provided; that, except as to the provision requiring labeling, this section shall not apply to the sale of alkaloid cocaine and its salts at wholesale to jobbers, to retail druggists, to hospitals, to colleges or to scientific or public institutions, or to manufacturers of proprietary or pharmaceutical preparations for use in the manufacture of such preparations only."

On page 6, line 14, strike out the words "October first" and insert the words "September first."

which report was agreed to and said bill ordered reprinted and placed on the order of second reading.

Mr. G. H. Whitney, from the committee on public health, to which was referred Assembly bill introduced by Mr. Patton (No. 157, Int. No. 157), entitled "An act to amend the Public Health Law, in relation to the vaccination of school children," reported the same with the following amendments:

On page 2, line 12, after the word "he", insert the words "or she".

On page 2, line 16, after the word "he", insert the words "or she".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. F. G. Whitney, from the committee on excise, to which was recommitted Assembly bill introduced by Mr. Prentice (No. 1075, Int. No. 552), entitled "An act to amend 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and to provide for local option, constituting chapter twenty-nine of the general laws,'" reported the same with the following amendments:

On page 4, strike out lines 9 to 26, inclusive.

Page 5, strike out lines 1 down to and including the words "making the same", on line 14, and insert the following:

"Subdivision 1. Before any liquor tax certificates shall be issued or transferred to any corporation, association, copartnership or person upon an application statement by which it appears that the business of keeping a hotel is to be carried on in connection with the traffic in liquors on the premises for which a liquor tax certificate under subdivision one of section eleven of this act shall be applied for, there shall be filed in the office of the special commissioner of excise or county treasurer empowered to issue such certificate a sworn statement that such declared hotel building complies with the provisions of section thirty-one of the liquor tax law relating to hotels and hotel-keepers; such statements shall be filed by the following persons; in the city of New York by the superintendent of buildings of the borough in which such premises shall be situate, in other cities by the mayor of such city and in villages by the president of such village. The above named persons shall inspect or cause to be inspected all buildings within such borough, city or village, which are deemed to be hotels, either as defined by this act or by any building laws or local ordinances, rules or regulations, or which are popularly known as hotels, and shall report in writing within thirty days after the passage of this act to the deputy commissioner of excise or county treasurer having jurisdiction in such borough, city or village, the location by street and number, and if there be no street and number, such description as shall identify the premises, of all such now existing hotel buildings as comply with the provisions of section thirty-one of the liquor tax law relating to hotels and hotel-keepers. Such reports shall be verified by the affidavit of the persons making the same. From time to time said officials shall in a similar way report the location of all other buildings that may hereafter be erected as or altered or converted into hotels, however defined, and which shall comply with the provisions of section thirty-one of the liquor tax law relating to hotels and hotel-keepers. Such reports shall be



made within ten days after the erection or alteration of such buildings is completed.

On page 6, lines 10 and 11, strike out the words "the number of guests required by law" and insert the following "for ten or twenty guests as required by law."

On page 7, line 22, strike out the word "after" and insert the word "affect" line 24, after the word "law" insert a " ,".

On page 7, line 27, insert the following new matter: "Any taxpayer who has reason to believe that any hotel building for which a liquor tax certificate has been issued upon an application statement by which it appears that the business of keeping a hotel is to be carried on in connection with the traffic in liquors at such premises, does not comply with the provisions of section thirty-one of the liquor tax law relating to hotels and hotel-keepers, may at any time file a statement to this effect, stating his reasons therefor, with the deputy commissioner of excise or county treasurer having jurisdiction. Upon receiving such statement said deputy commission of excise or county treasurer shall, within twenty days cause such hotel building to be inspected and shall file among his records a statement showing in detail the following facts with regard to such building; the number of bedrooms it contains above the basement exclusive of those occupied by the family and servants; whether each bedroom is properly furnished to accommodate lodgers, whether the bedrooms are separated by partition at least three inches thick extending from floor to ceiling, whether there is independent access to each bedroom by a door opening into a hallway and whether each bedroom has a window or windows with not less than eight square feet of surface opening upon a street or open court, light-shaft or open air, and whether each bedroom has at least eighty square feet of floor area and at least six hundred cubic feet of space therein; whether such building contains a dining-room which is not a part of the barroom and the area in square feet of such dining-room, and whether it is provided with tables and has suitable table furniture and the number of guests for which it has accommodations at one and the same time; also whether such building contains a kitchen and conveniences for cooking therein sufficient to provide bona fide meals at one and the same time for ten or twenty guests. If it appears from this statement that the said building does not comply with the provisions of section thirty-one of the liquor tax law relating to hotels and hotel-keepers, the deputy commissioner of excise or county treasurer shall cause to be served upon the holder of the liquor tax certificate for such hotel building, a notice to appear before the commissioner of excise at a time and place to be specified in such notice and

not less than ten days after the date thereof, and to show cause why such liquor tax certificate should not be revoked. A notice of the time and place of such hearing shall also be mailed at the same time to the taxpayer filing the complaint. If it is shown that the said hotel building does not comply with the provisions of section thirty-one of the liquor tax law relating to hotels and hotel-keepers, the commissioner of excise shall forthwith revoke such liquor tax certificate and shall file among his records a statement of his reasons therefor."

On page 9, line 3, after the words "provisions of" insert the following "section thirty-one of". On line 22, after the words "and helpers" insert the following: "and all mayors and village presidents and all persons authorized by them."

On page 11, line 1, after the word "any" insert the words "mayor, village president".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Mead, from the committee on charitable and religious societies, to which was referred Assembly bill introduced by Mr. Francis (No. 14, Int. No. 14), entitled "An act to enlarge and further the objects and purposes of the Henry Bergh Humane Society, a corporation organized under the Laws of the State of New York on the eighteenth day of October, nineteen hundred and four," reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Mead, from the committee on charitable and religious societies, to which was referred Senate bill introduced by Mr. Wilcox (No. 503, Rec. No. 76), entitled "An act to amend chapter two hundred and fifteen of the Laws of eighteen hundred and twenty, and to revise and consolidate the several acts relative to, and to change the name of the corporation heretofore known as the trustees of the theological seminary of Auburn in the State of New York," reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Evans, from the committee on public printing, to which was referred the Senate concurrent resolution relative to printing

extra copies of report of and bills introduced by the joint committee appointed to investigate affairs of life insurance companies, reported in favor of the adoption of the same amended to read as follows:

Resolved (if the Assembly concur), That there be printed for the use of the Legislature 7,500 additional copies of Assembly document No. 41, constituting the report of the joint committee of the Senate and Assembly appointed to investigate the affairs of life insurance companies and that they be distributed as follows: Seventy-five copies to each Senator; 1,250 copies to the Clerk of the Senate; 2,500 copies to the Clerk of the Assembly. That there be printed, for the use of the Senate 2,500 additional copies of the bills introduced by said special committee in the Senate, being Nos. 517, 518, 519, 520, 521; 522, 523, 528, 556, 562, and for the use of the Assembly 5,000 additional copies of the bills introduced by said special committee in the Assembly being Nos. 996, 963, 964, 965, 966, 967, 968, 969, 1029, 1030.

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

AYES 122

NOES 1

Those who voted in the affirmative were:

Allen F E	Cox	Harawitz	Mills	Steele
Allen J G	Cunningham	Harte	Moreland	Steffens
Apgar	DeGroot	Hartman	Murphy	Story
Averill	Donohue	Hoffman	Nevins	Surpless
Baldwin	Dowling	Hooker	Oglesby	Thompson
Bass	Draper	Hooper	O'Neill	Tompkins
Becker	Eagleton	Hubbs	Palmer S J	Volk
Beebe	Eckmann	Kavanagh	Patton	Waddell
Bernstein	Farnan	Keyes	Phillips	Wade
Bird	Feth	Knapp	Pratt	Wainwright
Bisland	Filley	Lansing	Prentice	Weber
Bohan	Fish	LaFetra	Quinn	Wedemeyer
Brady	Foelker	Lee W I	Rogers	Wells
Brennan	Fowler	Lewis	Salomon	Wemple
Burnett	Francis	Long	Santee	West
Burns	Fritz	Lupton	Schmitt	Whitley
Burzynski	Gates	Lynch	Schoeneck	Whitney F G
Carrier	Grattan	Maher	Scovill	Whitney G H
Caughlan	Gray A B	Maier	Shanahan	Williams
Chamberlain	Gray F J	Matthews	Shuttleworth	Wilson
Charles	Green	McGuire	Smith A E	Winters
Cohalan	Gunderman	Mead	Smith J E	Wood
Colne	Hackett	Merritt	Smith M F	Yale
Coon	Hammond	Miller	Smith Myron	Young
Cowan	Hamm			

In the negative:

Agnew



Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Winters (No. 503, Int. No. 473), entitled "An act to amend the Forest, Fish and Game Law, in relation to the sale of trout."

Also, the bill introduced by Mr. Winters (No. 518, Int. No. 488), entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season on hares and rabbits."

Also, the bill introduced by Mr. Draper (No. 742, Int. No. 661), entitled "An act to amend the Forest, Fish and Game Law, in relation to spearing fish in Lake Ontario."

Also, the bill introduced by Mr. Beebe (No. 780, Int. No. 683), entitled "An act to amend the Forest, Fish and Game Law, relating to the taking, possession and sale of Mongolian ring-necked and English pheasants in the counties of Orleans, Monroe, Wayne, Ontario, Livingston and Suffolk."

Also, the bill introduced by Mr. Maier (No. 1024, Int. No. 858), entitled "An act to amend chapter one hundred and sixty-six of the Laws of eighteen hundred and eighty-six, entitled 'An act to authorize James V. Quick to establish and maintain a ferry across the Cayuga lake at Kidder's ferry,' in relation to extending the franchise."

Also, the bill introduced by Mr. J. G. Allen (No. 986, Int. No. 825), entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for trout in the waters of Fall Brook creek in Cayuga county."

Also, the bill introduced by Mr. Matthews (No. 556, Int. No. 519), entitled "An act to amend the Real Property Law, in relation to acknowledgments in certain places not within the United States," reported the same without recommendations, which report was agreed to and said bill ordered engrossed for a third reading.

Mr. West, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Real Property Law, relative to the recording of unusual forms of mortgages." (No. 1170, Int. No. 58.)

"An act to amend the Labor Law, relative to factories." (No. 754, Int. No. 192.)

"An act to amend the Forest, Fish and Game Law in relation to the sale of wall-eyed and yellow pike in cities containing one million or more inhabitants." (No. 1022, Int. No. 856.)

"An act to amend chapter five hundred and thirty-eight of the Laws of nineteen hundred and four, entitled 'An act in relation to the registration and identification of motor vehicles and the use of the public highways by such vehicles' providing for the release from custody and furnishing of bail by persons charged with violation of the Motor Vehicle Law." (No. 1148, Int. No. 696.)

The bill (No. 826) entitled "An act to amend the Village Law, relative to street improvements" (Int. No. 372), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123

NOES 00

Those who voted in the affirmative were:

Allen F E	Cowan	Hamn	Mills	Smith Myron
Allen J G	Cox	Hapeman	Moreland	Sprenger
Averill	Crosley	Harawitz	Murphy	Stanley
Baldwin	Cunningham	Harte	Norton	Steele
Bass	Donohue	Harvey	Oglesby	Steffens
Becker	Dowling	Hastings	Oliver	Story
Beebe	Draper	Hoffman	Palmer G M	Surplless
Bernstein	Eckmann	Hooker	Patton	Volk
Bird	Evans	Hooper	Phillips	Wade
Bisland	Farnan	Hubbs	Pratt	Wainwright
Bohan	Filley	Keyes	Prentice	Weber
Boshart	Fish	Knapp	Quinn	Wedemeyer
Brady	Foster	Krulewitch	Rock	Wells
Brennan	Fowler	Lansing	Rogers	Wemple
Burnett	Francis	LaFetra	Salomon	West
Burns	Gates	Lee A E	Sammon	Whitley

Burzynski	Grattan	Lee W I	Santee	Whitney F G
Campbell	Gray A B	Lewis	Schmitt	Whitney G H
Carnochan	Gray F J	Lynch	Schoeneck	Williams
Carrier	Green	Maier	Scovill	Wilson
Caughlan	Gregory	Maier	Shanahan	Winters
Charles	Gunderman	Matthews	Smith A E	Wood
Cohalan	Gurnett	McGuire	Smith J E	Yale
Colne	Hackett	Mead	Smith M F	Young
Coon	Hammond	Merritt		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 998) entitled "An act in relation to official papers and printing in cities of the second class" (Int. No. 837), having been announced for a third reading,

On motion of Mr. Gates, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 382) entitled "An act to amend the Consolidated School Law, in relation to the apportionment of State school moneys" (Int. No. 363), having been announced for a third reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 605) entitled "An act to change the name of the Evangelical Congregational Church, of Schenectady, New York, a religious corporation, to the First Congregational Church of Schenectady, New York" (Int. No. 556), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Gunderman	Moreland	Smith Myron
Allen F E	Cox	Hackett	Murphy	Sprenger
Allen J G	Crosley	Hammond	Nevins	Stanley
Apgar	Cunningham	Hapeman	Nolan	Steele



Averill	DeGroot	Harawitz	Norton	Story
Baldwin	Donohue	Hartman	Oglesby	Surplless
Bass	Draper	Hastings	Oliver	Thompson
Becker	Dressing	Hoffman	O'Neill	Tompkins
Beebe	Evans	Hubbs	Palmer S J	Volk
Bernstein	Farnan	Kavanagh	Phillips	Waddell
Bird	Feth	Keyes	Pratt	Wade
Bohan	Filley	Krulewitch	Prentice	Wainwright
Boshart	Fish	Lansing	Quinn	Weber
Brady	Foelker	LaFetra	Rock	Wedemeyer
Brennan	Foster	Lee A E	Reilly	Wells
Burnett	Fowler	Lee W I	Salomon	Wemple
Burns	Francis	Lewis	Santee	West
Burzynski	Fritz	Lupton	Sammon	Whitley
Carrier	Gates	Maher	Schoeneck	Whitney F G
Caughlan	Grady	Maier	Schwegler	Williams
Chamberlain	Grattan	Matthews	Scovill	Wilson
Charles	Gray A B	McGuire	Shanahan	Winters
Cohalan	Gray F J	Mead	Shuttleworth	Wood
Colne	Green	Miller	Smith A E	Yale
Coon	Gregory	Mills	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1111) entitled "An act to provide for rebuilding the New York State Normal College at Albany, authorizing an exchange of sites and making an appropriation therefor" (Int. No. 290), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Gurnett	Mead	Smith M F
Allen F E	Cox	Hackett	Miller	Smith Myron
Allen J G	Crosley	Hammond	Mills	Sprenger
Apgar	Cunningham	Hamm	Moreland	Stanley
Averill	DeGroot	Hapeman	Murphy	Steele
Baldwin	Donohue	Harawitz	Nevins	Steffens
Bass	Dowling	Harte	Nolan	Story
Becker	Draper	Hartman	Oglesby	Surplless
Beebe	Eagleton	Hastings	Oliver	Thompson
Bernstein	Eckmann	Hoffman	O'Neill	Tompkins
Bird	Evans	Hooker	Palmer G M	Volk
Bisland	Farnan	Hooper	Palmer S J	Waddell
Bohan	Feth	Hubbs	Patton	Wade
Boshart	Filley	Kavanagh	Pratt	Wainwright

Brady	Fish	Keyes	Prentice	Wedemeyer
Brennan	Foelker	Knapp	Quinn	Wells
Burnett	Foster	Krulewitch	Rock	Wemple
Burns	Fowler	Lansing	Rogers	West
Burzynski	Francis	LaFetra	Salomon	Whitley
Carnochan	Fritz	Lee A E	Santee	Whitney F G
Carrier	Gates	Lewis	Schmitt	Whitney G H
Caughlan	Grattan	Long	Schoeneck	Williams
Chamberlain	Gray A B	Lupton	Schwegler	Wilson
Charles	Gray F J	Lynch	Seovill	Winters
Cohalan	Green	Maier	Shanahan	Wood
Colne	Gregory	Matthews	Shuttleworth	Yale
Coon	Gunderman	McGuire	Smith J E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1114) entitled "An act to amend chapter three hundred and ninety-six of the Laws of eighteen hundred and eighty-five entitled 'An act to revise the charter of the city of Dunkirk,' relative to ascertaining indebtedness and issuing bonds" (Int. No. 723), was read the third time, **having been printed** and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hapeman	Miller	Smith M F
Allen F E	Crosley	Harawitz	Mills	Smith Myron
Allen J G	Cunningham	Harte	Moreland	Sprenger
Apgar	DeGroot	Hartman	Murphy	Stanley
Averill	Donohue	Harvey	Nevins	Steele
Baldwin	Dowling	Hastings	Norton	Steffens
Bass	Draper	Hoffman	Oglesby	Story
Becker	Eagleton	Hooper	Oliver	Surplless
Beebe	Eckmann	Hooker	O'Neill	Thompson
Bernstein	Evans	Hubbs	Palmer G M	Volk
Bird	Farnan	Kavanagh	Palmer S J	Waddell
Bisland	Filley	Keyes	Patton	Wade
Boshart	Fish	Knapp	Phillps	Wainwright
Brady	Foelker	Krulewitch	Pratt	Weber
Brennan	Foster	Lansing	Prentice	Wedemeyer
Burnett	Fowler	LaFetra	Rock	Wells
Burns	Francis	Lee A E	Rogers	Wemple
Burzynski	Gates	Lee W I	Salomon	West
Campbell	Grady	Lewis	Sammon	Whitley
Carnochan	Grattan	Lupton	Santee	Whitney F G

Carrier	Gray A B	Lynch	Schmitt	Whitney G H
Caughlan	Gray F J	Maher	Schoeneck	Williams
Chamberlain	Green	Maier	Scovill	Wilson
Charles	Gregory	Matthews	Shanahan	Winters
Cohalan	Gunderman	McGuire	Shuttleworth	Wood
Colne	Gurnett	Mead	Smith A E	Yale
Coon	Hackett	Merritt	Smith J E	Young
Cowan	Hamm			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1112) entitled "An act to provide for the use of voting machines at elections" (Int. No. 613), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 79

NOES 32

Those who voted in the affirmative were:

Allen F E	Dowling	Hartman	Norton	Stanley
Averill	Evans	Hooker	O'Neill	Steele
Bass	Farnan	Hubbs	Palmer S J	Steffens
Becker	Filley	Lansing	Patton	Volk
Beebe	Foelker	Lee W I	Phillips	Wainwright
Bisland	Foster	Lewis	Pratt	Weber
Boshart	Fowler	Maher	Prentice	Wells
Brennan	Francis	Maier	Rock	Whitley
Burnett	Gates	Matthews	Rogers	Whitney F G
Carrier	Grattan	Mead	Santee	Whitney G H
Chamberlain	Green	Merritt	Schoeneck	Williams
Colne	Gregory	Miller	Scovill	Wilson
Cox	Gunderman	Mills	Shuttleworth	Winters
Crosley	Hammond	Moreland	Smith J E	Wood
DeGroot	Hamm	Murphy	Smith Myron	Young
Donohue	Hapeman	Nevins	Sprenger	

Those who voted in the negative were:

Bernstein	Draper	Harawitz	Long	Salomon
Bird	Dressing	Harte	Lynch	Schmitt
Bohan	Eagleton	Hoffman	McGuire	Schwegler
Campbell	Eckmann	Keyes	Nolan	Shanahan
Caughlan	Feth	LaFetra	Oglesby	Smith A E
Charles	Grady	Lee A E	Palmer G M	Thompson
Cohalan	Hackett			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.



The bill (No. 1040) entitled "An act authorizing the city of Lockport to raise money for police purposes, and for the purpose of refunding excess city and school taxes paid during the years nineteen hundred and four and nineteen hundred and five" (Int. No. 804), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Miller	Smith J E
Allen F E	Crosley	Hamn	Mills	Smith M F
Allen J G	Cunningham	Hapeman	Moreland	Smith Myron
Apgar	DeGroot	Harawitz	Murphy	Sprenger
Averill	Donohue	Harte	Nevins	Stanley
Baldwin	Dowling	Hartmann	Nolan	Steele
Bass	Draper	Hastings	Oglesby	Steffens
Becker	Eagleton	Hoffman	Oliver	Story
Beebe	Eckmann	Hooker	O'Neill	Surpless
Bernstein	Evans	Hooper	Palmer G M	Thompson
Bird	Farnan	Hubbs	Palmer S J	Tompkins
Bisland	Feth	Kavanagh	Patton	Waddell
Bohan	Filley	Keyes	Phillips	Wade
Boshart	Fish	Knapp	Pratt	Wainwright
Brady	Foelker	Krulewitch	Prentice	Weber
Brennan	Foster	Lansing	Quinn	Wedemeyer
Burnett	Fowler	LaFetra	Rock	Wells
Burns	Francis	Lee A E	Rogers	Wemple
Burzynski	Fritz	Lee W I	Salomon	West
Carnochan	Gates	Lewis	Santee	Whitley
Carrier	Grattan	Lupton	Schmitt	Whitney F G
Caughlan	Gray A B	Lynch	Schoeneck	Whitney G H
Chamberlain	Gray F J	Maier	Schwegler	Williams
Charles	Green	Maier	Shanahan	Wilson
Cobalan	Gregory	Matthews	Scovill	Winters
Colne	Gunderman	McGuire	Shuttleworth	Wood
Coon	Gurnett	Mead	Smith A E	Yale
Cowan	Hackett	Merritt		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1080) entitled "An act to amend the Highway Law, in relation to additional tax for highway purposes" (Int. No. 507), having been announced for a third reading,

On motion of Mr. J. G. Allen, said bill was laid aside, retaining its place on the order of third reading.

The Senate bill (No. 411, Assembly reprint No. 1070), entitled "An act to amend the Village Law, in relation to the submission of propositions at a village election" (Rec. No. 68), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Moreland	Smith Myron
Allen F E	Crosley	Hamn	Murphy	Sprenger
Allen J G	Cunningham	Hapeman	Nevins	Stanley
Apgar	DeGroot	Harawitz	Nolan	Steele
Averill	Donohue	Hartman	Norton	Steffens
Baldwin	Dowling	Hastings	Oglesby	Story
Bass	Draper	Hoffman	Oliver	Surpless
Becker	Dressing	Hooker	O'Neill	Thompson
Bedell	Eagleton	Hooper	Palmer G M	Tompkins
Beebe	Evans	Hubbs	Palmer S J	Volk
Bernstein	Farnan	Kavanagh	Patton	Waddell
Bird	Feth	Keyes	Phillips	Wade
Bisland	Filley	Knapp	Pratt	Wainwright
Bohan	Fish	Krulewitch	Prentice	Weber
Boshart	Foelker	Lansing	Quinn	Wedemeyer
Brady	Foster	LaFetra	Reilly	Wells
Brennan	Fowler	Lee A E	Rock	Wemple
Burnett	Francis	Lee W I	Rogers	West
Burns	Fritz	Lewis	Salomon	Whitley
Burzynski	Gates	Lupton	Sammon	Whitney F G
Carnochan	Grady	Maher	Santee	Whitney G H
Carrier	Grattan	Maier	Schoeneck	Williams
Caughlan	Gray A B	Matthews	Schwegler	Wilson
Chamberlain	Gray F J	McGuire	Scovill	Winters
Charles	Green	Mead	Shanahan	Wood
Colne	Gregory	Merritt	Shuttleworth	Yale
Coon	Gunderman	Miller	Smith A E	Young
Cowan	Hackett	Mills	Smith J E	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 1078) entitled "An act to amend the Tax Law, in regard to taxation of State lands in towns of Dannemora and Altona, in Clinton county" (Int. No. 165), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Moreland	Smith Myron
Allen F E	Crosley	Hapeman	Murphy	Sprenger
Allen J G	Cunningham	Harawitz	Nevins	Stanley
Apgar	DeGroot	Harte	Nolan	Steele
Averill	Donohue	Hoffman	Oglesby	Steffens
Baldwin	Draper	Hooker	Oliver	Story
Bass	Eagleton	Hooper	O'Neill	Surplless
Becker	Eckmann	Hubbs	Palmer G M	Thompson
Beebe	Evans	Kavanagh	Palmer S J	Tompkins
Bernstein	Farnan	Keyes	Patton	Volk
Bird	Feth	Knapp	Phillips	Waddell
Bisland	Filley	Krulewitch	Pratt	Wade
Bohan	Fish	Lansing	Prentice	Wainwright
Boshart	Foelker	LaFetra	Quinn	Weber
Brady	Foster	Lee A E	Rock	Wedemeyer
Brennan	Fowler	Lee W I	Rogers	Wells
Burnett	Francis	Lewis	Salomon	Wemple
Burns	Fritz	Long	Santee	West
Burzynski	Gates	Lupton	Schmitt	Whitley
Carnochan	Grattan	Lynch	Schoeneck	Whitney F G
Carrier	Gray A B	Maher	Schwegler	Whitney G H
Caughlan	Gray F J	Maier	Shanahan	Williams
Chamberlain	Green	Matthews	Shuttleworth	Winters
Charles	Gregory	McGuire	Smith A E	Wood
Colne	Gunderman	Mead	Smith J E	Yale
Coon	Gurnett	Merritt	Smith M F	Young
Cowan	Hackett	Miller		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1082) entitled "An act to repeal article three of the Labor Law, relating to free employment bureaus in cities of the first class" (Int. No. 378), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.



Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present

AYES 131

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hamn	Merritt	Smith M F
Allen F E	Cox	Hapeman	Miller	Smith Myron
Allen J G	Cunningham -	Harawitz	Mills	Sprenger
Apgar	DeGroot	Harte	Moreland	Stanley
Averill	Donohue	Hartman	Murphy	Steele
Baldwin	Dowling	Harvey	Nevins	Steffens
Bass	Draper	Hastings	Nolan	Story
Becker	Eagleton	Hooker	Oglesby	Surpless
Beebe	Eckmann	Hooper	O'Neill	Thompson
Bernstein	Evans	Hubbs	Palmer G M	Volk
Bird	Farnan	Kavanagh	Palmer S J	Waddell
Bisland	Fillee	Keyes	Patton	Wade
Brady	Foelker	Knapp	Phillips	Wainwright
Boshart	Foster	Krulewitch	Pratt	Weber
Brennan	Fowler	Lansing	Prentice	Wedemeyer
Burnett	Francis	LaFetra	Quinn	Wells
Burns	Gates	Lee A E	Reilly	Wemple
Burzynski	Grady	Lee W I	Rock	West
Campbell	Grattan	Lewis	Salomon	Whitley
Carnochan	Gray A B	Lupton	Schmitt	Whitney F H
Carrier	Gray F J	Lynch	Schoeneck	Whitney G H
Caughlan	Green	Maher	Scovill	Williams
Chamberlain	Gregory	Maier	Shanahan	Wilson
Charles	Gunderman	Matthews	Shuttleworth	Winters
Cohalan	Gurnett	McGuire	Smith A E	Wood
Colne	Hammond	Mead	Smith J E	Young
Coon				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1079) entitled "An act to amend the Military Code relative to armories" (Int. No. 467), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130  
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hackett	Mills	Smith A E
Allen F E	Crosley	Hammond	Moreland	Smith J E
Allen J G	Cunningham	Hamn	Murphy	Smith Myron
Apgar	DeGroot	Hapeman	Nevins	Sprenger
Baldwin	Donohue	Harawitz	Norton	Stanley
Becker	Dowling	Hartman	Olglesby	Steele
Bedell	Draper	Hastings	Oliver	Steffens
Beebe	Dressing	Hoffman	O'Neill	Story
Bernstein	Eagleton	Hooper	Palmer G M	Surpless
Bird	Evans	Hubbs	Palmer S J	Thompson
Bisland	Farnan	Kavanagh	Patton	Tompkins
Bohan	Feth	Keyes	Phillips	Volk
Boshart	Filley	Knapp	Pratt	Waddell
Brady	Fish	Krulewitch	Prentice	Wade
Brennan	Foelker	Lansing	Quinn	Wainwright
Burnett	Foster	LaFetra	Reilly	Weber
Burns	Fowler	Lee A E	Rock	Wedemeyer
Burzynski	Francis	Lee W I	Rogers	Wells
Carnochan	Fritz	Lupton	Salomon	West
Carrier	Gates	Maher	Sammon	Whitney F G
Caughlan	Grady	Maier	Santee	Whitney G H
Chamberlain	Grattan	Matthews	Schoeneck	Williams
Charles	Gray A B	McGuire	Schwegler	Wilson
Colne	Gray F J	Mead	Scovill	Winters
Coon	Green	Merritt	Shanahan	Yale
Cowan	Greory	Miller	Shuttleworth	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1081) entitled "An act to amend chapter seven hundred and five of the Laws of nineteen hundred and one, entitled 'An act to make the office of sheriff of the county of Kings a salaried office and regulating the management of said office,' relative to authorizing the appointment of additional deputy sheriffs, additional assistant deputy sheriffs and subordinates, and providing for their compensation" (Int. No. 635), having been announced for a third reading,

Mr. Donohue moved that said bill be recommitted to the committee on internal affairs, with instructions to report the same forthwith amended as follows:

On page 2, line 9, strike out the brackets on the word "eight" and the underscored word "twelve," and on line 11, strike out the brackets on the word "eight" and the underscored word "twelve".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 3

Those who voted in the affirmative were:

Agnew	Cowan	Harawitz	Moreland	Sprenger
Allen F E	Cox	Harte	Murphy	Stanley
Allen J G	Cunningham	Hartman	Nevins	Steele
Averill	DeGroot	Harvey	Norton	Steffens
Baldwin	Dowling	Hastings	Oliver	Story
Bass	Draper	Hoffman	O'Neill	Surpless
Becker	Eagleton	Hooker	Palmer S J	Thompson
Beebe	Eckmann	Hooper	Patton	Volk
Bernstein	Evans	Hubbs	Phillips	Waddell
Bird	Farnan	Keyes	Pratt	Wade
Bisland	Filley	Knapp	Prentice	Wainwright
Bohan	Fish	Krulewitch	Quinn	Weber
Boshart	Foelker	Lansing	Reilly	Wedemeyer
Brady	Foster	LaFetra	Rock	Wells
Brennan	Fowler	Lee A E	Rogers	Wemple
Burnett	Francis	Lee W I	Salomon	West
Burns	Gates	Lewis	Sammon	Whitley
Burzynski	Grattan	Lupton	Santee	Whitney F G
Campbell	Gray A B	Lynch	Schmitt	Whitney G H
Carrier	Gray F J	Maher	Schoeneck	Williams
Caughlan	Green	Maier	Scovill	Wilson
Chamberlain	Gregory	Matthews	Shanahan	Winters
Charles	Gunderman	McGuire	Shuttleworth	Wood
Cohalan	Gurnett	Merritt	Smith A E	Yale
Colne	Hammond	Miller	Smith J E	Young
Coon	Hamn	Mills	Smith M F	

Those who voted in the negative were:

Donohue      Oglesby      Palmer G M

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1037) entitled "An act to transfer the town of Ashford, Cattaraugus county, from the third to the first school commissioner's district of such county" (Int. No. 208), was read the third time, having been printed and upon the desks of the



members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 2

Those who voted in the affirmative were:

Agnew	Crosley	Harawitz	Murphy	Sprenger
Allen F E	Cunningham	Hartman	Nevins	Stanley
Allen J G	DeGroot	Hastings	Norton	Steele
Apgar	Donohue	Hoffman	Oglesby	Steffens
Averill	Dowling	Hooker	Oliver	Story
Baldwin	Draper	Hooper	O'Neill	Surplless
Bass	Evans	Hubbs	Palmer S J	Thompson
Becker	Farnan	Kavanagh	Patton	Tompkins
Bedell	Feth	Keyes	Phillips	Volk
Beebe	Filley	Knapp	Pratt	Waddell
Bernstein	Fish	Krulewitch	Prentice	Wade
Bird	Foelker	Lansing	Quinn	Wainwright
Bisland	Foster	LaFetra	Reilly	Weber
Bohan	Fowler	Lee A E	Rock	Wedemeyer
Boshart	Francis	Lee W I	Rogers	Wells
Brady	Fritz	Lewis	Salomon	Wemple
Burnett	Gates	Lupton	Sammon	West
Burns	Grady	Maher	Santee	Whitley
Burzynski	Grattan	Maier	Schoeneck	Whitney F G
Carrier	Gray A B	Matthews	Schwegler	Whitney G H
Caughlan	Gray F J	McGuire	Seovill	Williams
Chamberlain	Green	Mead	Shanahan	Wilson
Charles	Gregory	Merritt	Shuttleworth	Winters
Colne	Gunderman	Miller	Smith A E	Wood
Coon	Hackett	Mills	Smith J E	Yale
Cowan	Hammond	Moreland	Smith Myron	Young
Cox	Hapeman			

Those who voted in the negative were:

Nolan Palmer G M

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 943) entitled "An act to authorize the rector, church wardens and vestrymen of the Church of the Ascension in the city of New York, to increase the number of its vestrymen" (Int. No. 789), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Miller	Smith J E
Allen F E	Crosley	Hapeman	Mills	Smith M F
Allen J G	Cunningham	Harawitz	Moreland	Smith Myron
Apgar	DeGroot	Harte	Murphy	Sprenger
Averill	Donohue	Hartman	Nevins	Stanley
Baldwin	Dowling	Hastings	Nolan	Steele
Bass	Eagleton	Hoffman	Oglesby	Surplless
Becker	Eckmann	Hooker	Oliver	Thompson
Beebe	Evans	Hooper	O'Neill	Tompkins
Bernstein	Farnan	Hubbs	Palmer G M	Volk
Bird	Feth	Kavanagh	Palmer S J	Waddell
Bisland	Filley	Keyes	Patton	Wade
Bohan	Fish	Knapp	Phillips	Wainwright
Boshart	Foelker	Krulewitch	Pratt	Weber
Brady	Foster	Lansing	Prentice	Wedemeyer
Brennan	Fowler	LaFetra	Quinn	Wells
Burnett	Francis	Lee A E	Rock	Wemple
Burns	Fritz	Lee W I	Rogers	West
Burzynski	Gates	Long	Salomon	Whitley
Carnochan	Grattan	Lupton	Santee	Whitney F G
Carrier	Gray A B	Lynch	Schmitt	Whitney G H
Caughlan	Gray F J	Maher	Schoeneck	Williams
Chamberlain	Green	Maier	Schwegler	Wilson
Charles	Gregory	Matthews	Scovill	Winters
Cohalan	Gunderman	McGuire	Shanahan	Wood
Colne	Gurnett	Mead	Shuttleworth	Yale
Coon	Hackett	Merritt	Smith A E	Young
Cowan	Hammond			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Hammond called up Assembly bill No. 1171, Int. No. 204, now on the order of third reading.

A message from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,

ALBANY, March 8, 1906.

*To the Legislature:*

It appearing to my satisfaction that the public interest requires it;

Therefore, in accordance with the provisions of section fifteen of article three of the Constitution and by virtue of the authority

thereby conferred upon me, I do hereby certify to the necessity of the immediate passage of Assembly bill (No. 1171, Int. No. 204), entitled "An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse."

Given under my hand and the privy seal of the State at the Capitol in the city of Albany, this eighth day of March in the year of our Lord nineteen hundred and six.

FRANK W. HIGGINS.

By the Governor:

FRANK E. PERLEY,

*Secretary to the Governor.*

Said bill was then read the third time.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hamn	Miller	Smith M F
Allen J G	Cunningham	Hapeman	Moreland	Smith Myron
Averill	DeGroot	Harawitz	Murphy	Sprenger
Baldwin	Donohue	Harte	Nevins	Stanley
Bass	Draper	Hartman	Nolan	Steele
Becker	Eagleton	Hastings	Oglesby	Steffens
Bernstein	Eckmann	Hooker	Oliver	Story
Bird	Evans	Hooper	O'Neill	Surpless
Bisland	Farnan	Hubbs	Palmer G M	Thompson
Bohan	Feth	Kavanagh	Palmer S J	Tompkins
Boshart	Filley	Keyes	Patton	Volk
Brady	Fish	Knapp	Phillips	Waddell
Brennan	Foelker	Krulewitch	Pratt	Wade
Burnett	Foster	Lansing	Prentice	Wainwright
Burns	Fowler	LaFetra	Quinn	Weber
Burzynski	Francis	Lee A E	Rock	Wedemeyer
Carnochan	Fritz	Lee W I	Rogers	Wemple
Carrier	Gates	Long	Salomon	West
Caughlan	Grattan	Lupton	Santee	Whitley
Chamberlain	Gray A B	Lynch	Schmitt	Whitney F G
Charles	Gray F J	Maher	Schoeneck	Whitney G H
Cohalan	Green	Maier	Schwegler	Williams
Colne	Gregory	Matthews	Scovill	Winters
Coon	Gurnett	McGuire	Shanahan	Wood
Cowan	Hackett	Mead	Shuttleworth	Yale
Cox	Hammond	Merritt	Smith J E	Young



Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and as amended, have again passed the same and request the concurrence of the Senate therein. -

The bill (No. 518) entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season on hares and rabbits" (Int. No. 488), was read the second time.

On motion of Mr. Winters, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 742) entitled "An act to amend the Forest, Fish and Game Law, in relation to spearing fish in Lake Ontario" (Int. No. 661), was read the second time.

On motion of Mr. Draper, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 503) entitled "An act to amend the Forest, Fish and Game Law, in relation to the sale of trout" (Int. No. 473), was read the second time.

On motion of Mr. Winters, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 986) entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for trout in the waters of Fall Brook Creek in Cayuga county" (Int. No. 825), was read the second time.

On motion of Mr. J. G. Allen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 780) entitled "An act to amend the Forest, Fish and Game Law, relating to the taking, possession and sale of Mongolian ringnecked and English pheasants in the counties of Orleans, Monroe, Wayne, Ontario, Livingston and Suffolk" (Int. No. 683), was read the second time.

On motion of Mr. Beebe, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1090) entitled "An act to amend the Forest, Fish and Game Law relating to the possession and sale of woodcock, grouse and quail" (Int. No. 899), having been announced for a second reading.

Mr. A. E. Lee moved to amend as follows:

On page 2, line 1, after word "thereof" insert word "except".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 140) entitled "An act to amend the Forest, Fish and Game Law, in relation to pike in the counties of Broome and Tioga" (Int. No. 140), having been announced for a second reading,

Mr. Winters moved to amend as follows:

In the title strike out the word "and" between the words "Broome" and "Tioga", and insert after the word "Tioga" the word "and Chemung".

Page 2, line 22, strike out the word "and" and after the word "Tioga" insert the words "and Chemung".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 878) entitled "An act to amend the Stock Corporation Law so as to restrict the holding of stock in transportation companies" (Int. No. 170), having been announced for a second reading,

On motion of Mr. Shanahan, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 1049) entitled "An act to amend the Banking Law, in relation to expenses of building and mutual loan corporations" (Int. No. 871), was read the second time.

On motion of Mr. Stanley, said bill was placed on the order of third reading.

On motion of Mr. Stanley, said bill was recommitted to the committee on banks, retaining its place on the order of third reading.

The bill (No. 556) entitled "An act to amend the Real Prop-

erty Law, in relation to acknowledgments in certain places not within the United States" (Int. No. 519), was read the second time.

On motion of Mr. Matthews, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1024) entitled "An act to amend chapter one hundred and sixty-six of the Laws of eighteen hundred and eighty-six, entitled 'An act to authorize James V. Quick to establish and maintain a ferry across the Cayuga lake at Kidder's ferry,' in relation to extending the franchise" (Int. No. 858), was read the second time.

On motion of Mr. Maier, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 765) entitled "An act compelling steamboat corporations and railroad corporations to provide transfer facilities for passengers" (Int. No. 668), having been announced for a third reading,

Mr. Burns moved to amend as follows:

On page 1, line 9, after the word "landing" strike out word "are" and add in its place the word "of".

On page 2, line 1, strike out word "of" and add in its place word "are".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Said bill, as amended, was then read the second time, and on motion of Mr. Burns was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 502) entitled "An act to amend the Membership Corporation Law by authorizing the deposit with county treasurers of funds for the permanent care of lots in rural cemeteries" (Int. No. 472), having been announced for a second reading,

Mr. Winters moved to amend as follows:

Page 1. line 8. strike out the words "incorporated under any law of this state and".



Page 1, line 9, strike out the words "or incorporated village".

Page 2, line 2, strike out the words "or incorporated village".

Page 2, line 5, insert after the word "Situated" the words "who shall accept the same".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The Senate bill (No. 421) entitled "An act to amend the Banking Law, relative to securities in which deposits in savings banks may be invested" (Rec. No. 93), was read the second time.

On motion of Mr. Phillips, said bill was placed on the order of third reading.

By unanimous consent, Mr. Rogers moved to reconsider the vote by which the resolution providing for the Nixon memorial was passed.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Rogers moved to amend said resolution by striking out the words "March 20" and insert in place thereof the words "March 27th".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Speaker then put the question whether the House would agree to said resolution as amended, and it was decided in the affirmative.

Mr. Rogers offered for the consideration of the House a resolution, in the words following:

Resolved. That the resolution adopted by this House on February 23, ordering the printing of additional copies of the report of and certain bills introduced by the joint committee of the Senate and Assembly appointed to investigate the affairs of life insurance companies, in so far as said resolution authorized the printing of additional copies of said bills, be and the same is hereby rescinded.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a

majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Miller	Smith A E
Allen F E	Crosley	Hamn	Mills	Smith J E
Allen J G	Cunningham	Harawitz	Moreland	Smith M F
Averill	DeGroot	Harte	Murphy	Smith Myron
Baldwin	Donohue	Hartman	Nevins	Stanley
Bass	Dowling	Harvey	Norton	Steele
Becker	Draper	Hastings	Oglesby	Steffens
Beebe	Eagleton	Hoffman	Oliver	Story
Bernstein	Eckmann	Hooker	O'Neill	Surpluss
Bird	Evans	Hubbs	Palmer G M	Volk
Bisland	Farnan	Kavanagh	Palmer S J	Waddell
Bohan	Filley	Keyes	Patton	Wade
Boshart	Fish	Knapp	Phillips	Wainwright
Brady	Foelker	Krulewitch	Pratt	Weber
Brennan	Foster	Lansing	Prentice	Wedemeyer
Burnett	Fowler	Lee A E	Quinn	Wells
Burns	Francis	Lee W I	Rock	Wemple
Burzynski	Gates	Lewis	Rogers	West
Campbell	Grady	Lupton	Salomon	Whitley
Carnochan	Grattan	Lynch	Sammon	Whitney F G
Caughlan	Gray A B	Maher	Santee	Whitney G H
Chamberlain	Gray F J	Maier	Schmitt	Williams
Charles	Green	Matthews	Schoeneck	Wilson
Cohalan	Gregory	McGuire	Scovill	Winters
Colne	Gunderman	Mead	Shanahan	Yale
Coon	Gurnett	Merritt	Shuttleworth	Young
Cowan	Hackett			

Mr. Wainwright offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 870, Int. No. 464) entitled "An act to amend chapter eight hundred and eighteen of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Port Chester,' in relation to bond issues and the lighting of streets," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the clerk deliver said resolution to the Senate and request their concurrence therein.

A communication was received from Hon. H. C. Smith, mayor of the city of Cortland, returning Assembly bill (No. 796, Int. No. 481), entitled "An act to amend chapter one hundred and

sixty of the Laws of nineteen hundred, entitled 'An act to incorporate the city of Cortland,' relative to revising certain sections of the charter," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 329, Senate reprint No. 1171, Int. No. 204), entitled "An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse," with a message that they have reconsidered their vote by which said bill passed, and as amended have again passed the same.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Syracuse.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 870, Int. No. 464), entitled "An act to amend chapter eight hundred and eighteen of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Port Chester,' in relation to bond issues and the lighting of streets," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

On motion of Mr. Moreland, the House adjourned.

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#### FRIDAY, MARCH 9, 1906.

The House met pursuant to adjournment.

Prayer by Rev. L. V. Schermerhorn, 271 Delaware ave., Buffalo, N. Y.

On motion of Mr. Moreland, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the Fiscal Supervisor of State Charities, which was laid upon the table and ordered printed.

(See Document No. 47.)



The Senate sent for concurrence the following entitled bills:

"An act to authorize the city of Troy to borrow money and to provide for the payment of the same" (No. 534, Rec. No. 99), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter one hundred and sixteen of the Laws of eighteen hundred and ninety-seven, entitled 'An act to make the office of county clerk of Washington county a salaried office, and regulating the management of said office,' relative to the number of appointees and the salary of each" (No. 206, Rec. No. 100), which was read the first time and referred to the committee on internal affairs.

"An act to legalize the proceedings of the inhabitants, and of the board of education, of union free school district number one, of the town of Hadley, Saratoga county, and the town of Luzerne, Warren county, relative to acquiring a site and constructing a new school building in said district, and to provide for the issuance of the bonds of said district to defray the cost of the same" (No. 381, Rec. No. 101), which was read the first time and referred to the committee on internal affairs.

"An act to amend the charter of the city of New Rochelle in relation to the issuance of certificates of indebtedness in anticipation of the collection of taxes and of assessments for local improvements" (No. 608, Rec. No. 102), which was read the first time and referred to the committee on affairs of cities.

"An act to provide for the method of assessment of real property in the city of New Rochelle, for the year nineteen hundred and six" (No. 607, Rec. No. 103), which was read the first time and referred to the committee on affairs of cities.

"An act to legalize the special election of the village of Montour Falls, held for the purpose of voting upon the question of raising moneys to carry on the excavation of Catharine creek, and to authorize such village to issue notes pursuant to a proposition adopted thereat" (No. 591, Rec. No. 104), which was read the first time and referred to the committee on affairs of villages.

"An act to regulate street railway fares in the borough of

Brooklyn" (No. 590, Rec. No. 105), which was read the first time and referred to the committee on affairs of cities.

"Concurrent resolution of the Senate and Assembly proposing an amendment to section ten of article eight of the Constitution, relating to the limitation of the indebtedness of cities and excepting certain kinds of bonds in the reckoning of the debt of a city for purposes of such limitation" (No. 498, Rec. No. 106), which was read the first time and referred to the committee on the judiciary.

"An act to admit to the State bar examination John L. Snyder, a Seneca Indian" (No. 587, Rec. No. 107), which was read the first time and referred to the committee on the judiciary.

"An act to amend section fifty-one of the Domestic Relations Law, being chapter forty-eight of the general laws" (No. 598, Rec. No. 108), which was read the first time and referred to the committee on general laws.

"An act to amend chapter four hundred and thirteen of the Laws of eighteen hundred and ninety-two, entitled 'An act to provide for the construction of a drawbridge over the Harlem river in the city of New York, and for the removal of the present bridge at Third avenue in said city,' as amended by chapter five hundred and forty of the Laws of eighteen hundred and ninety-four and as amended by chapter seven hundred and sixteen of the Laws of eighteen hundred and ninety-six" (No. 589, Rec. No. 109), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Greater New York charter by the addition of a new section to be known as section one hundred and forty-nine-a, to provide for the compilation of statistics by the various officials, boards, corporations, et cetera, having custody of city or county property, or receiving or disbursing moneys received from the city of the counties thereof, and by the amendment of section one hundred and fifty-one to provide for the establishment of a bureau of investigation and statistics in the department of finance" (No. 564, Rec. No. 110), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize the Comptroller of the State to hear and determine the application of John Brown for cancellation of the tax sale made by the Comptroller in eighteen hundred and ninety-five of lot twenty-five, Small's patent, town of Moriah, county of Essex" (No. 339, Rec. No. 111), which was read the first time and referred to the committee on ways and means.

"An act to legalize, ratify and confirm an issue of bonds of the village of Fishkill Landing, in the county of Dutchess, to the amount of four thousand dollars, to be issued for the purpose of providing for the expense of building an additional story to and making other alterations in one of the fire houses of the said village of Fishkill Landing, the property of said village, known as the Lewis Tompkins Hose Company's house; and to legalize the special election held in the said village on the nineteenth day of December, nineteen hundred and five, and all the proceedings of the board of trustees of the said village authorizing and directing the issue of said bonds" (No. 593, Rec. No. 112), which was read the first time and referred to the committee on affairs of villages.

"An act to legalize, ratify and confirm an issue of bonds of the village of Mattewan, in the county of Dutchess, to the amount of not to exceed fifty-five thousand and eighty-six dollars, to be issued for the purpose of providing for the expense of completing the construction of the sewer system already authorized and under contract and in course of construction in and for the said village; and to legalize the special election held in the said village on the tenth day of January, nineteen hundred and six, and all the proceedings of the board of trustees of the said village authorizing and directing the issue of said bonds" (No. 592, Rec. No. 113), which was read the first time and referred to the committee on affairs of villages.

"An act to amend the Forest, Fish and Game Law in relation to the office and clerical force, game protectors and forestry department" (No. 417, Rec. No. 114), which was read the first time and referred to the committee on ways and means.



Mr. Agnew introduced a bill entitled "An act to amend the Tax Law relating to certain exemptions" (Int. No. 1078), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Apgar introduced a bill entitled "An act to authorize the trustees of the Manor Cemetery Company to sell its lands embracing the Manor cemetery of the town of Cortlandt, Westchester county, New York, remove remains therefrom, and distribute the proceeds of sale" (Int. No. 1079), which was read the first time and referred to the committee on the judiciary.

Mr. Bernstein (by request) introduced a bill entitled "An act to amend the Greater New York charter, relative to age at which policemen entitled to pension" (Int. No. 1080), which was read the first time and referred to the committee on affairs of cities.

Mr. Carnochan introduced a bill entitled "An act to amend chapter sixty-two of the Laws of eighteen hundred and eighty, entitled 'An act in relation to the office of commissioner of highways of the town of Stony Point, Rockland county,' in relation to compensation of the commissioner of highways" (Int. No. 1081), which was read the first time and referred to the committee on internal affairs.

Mr. Cohalan introduced a bill entitled "An act to authorize the board of estimate and apportionment of the city of New York, in its discretion, to examine, audit and allow the alleged claim of the Concrete-steel Engineering Company for work, labor and services or materials or supplies furnished under request, order or direction of the park department of the borough of the Bronx, of the city of New York" (Int. No. 1082), which was read the first time and referred to the committee on affairs of cities.

Mr. Cox introduced a bill entitled "An act to amend the Canal Law, relative to claims for damages" (Int. No. 1083), which was read the first time and referred to the committee on canals.

Also, "An act to amend chapter five hundred and forty-eight of the Laws of nineteen hundred and five, entitled 'An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing school lots and erecting, completing and enlarging school

buildings ’’ (Int. No. 1084), which was read the first time and referred to the committee on affairs of cities.

Also, “An act to authorize the city of Buffalo to issue its bonds for the purpose of extending and improving the supply of water to the city and its inhabitants ” (Int. No. 1085), which was read the first time and referred to the committee on affairs of cities.

Also, “An act to amend section two hundred and sixty-four of the Code of Civil Procedure, in relation to the jurisdiction of the Court of Claims, and to confer certain jurisdiction on such court ” (Int. No. 1086), which was read the first time and referred to the committee on codes.

Also, “An act to authorize the Comptroller of the State to allow the application of Henry F. Hamilton, for the redemption from the eighteen hundred and ninety and eighteen hundred and ninety-two tax sales of the southeast one-fourth of lot one hundred and sixty, township eleven, Old Military Tract in the county of Essex ” (Int. No. 1087), which was read the first time and referred to the committee on ways and means.

Mr. Harvey introduced a bill entitled “An act to authorize the paving of Glenmore avenue in the borough of Brooklyn ” (Int. No. 1088), which was read the first time and referred to the committee on affairs of cities.

Mr. Salomon introduced a bill entitled “An act to amend section two hundred and sixty-four of the Penal Code in reference to Sabbath-breaking ” (Int. No. 1089), which was read the first time and referred to the committee on codes.

Mr. J. E. Smith introduced a bill entitled “An act to improve the highways on the Oil Spring Indian Reservation, in the town of Ischua, Cattaraugus county, and making an appropriation therefor ” (Int. No. 1090), which was read the first time and referred to the committee on ways and means.

Mr. Wainwright introduced a bill entitled “Concurrent resolution of the Senate and Assembly proposing an amendment to section six of article six of the Constitution, relating to the Supreme Court ” (Int. No. 1091), which was read the first time and referred to the committee on the judiciary.

Mr. Weber (by request) introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of William D. Hudson for salary alleged to be due him as deputy State Factory Inspector, and to render judgment therefor" (Int. No. 1092), which was read the first time and referred to the committee on claims.

Mr. Williams introduced a bill entitled "An act to amend chapter four hundred and eighty of the Laws of eighteen hundred and ninety-four, entitled 'An act in relation to the village of Fredonia,' in relation to the portion of expense for paving or macadamizing to be borne by street railroads" (Int. No. 1093), which was read the first time and referred to the committee on affairs of villages.

Mr. Yale introduced a bill entitled "An act to amend chapter seven hundred and twenty-four of the Laws of nineteen hundred and five, entitled 'An act to provide for an additional supply of pure and wholesome water for the city of New York; and for the acquisition of lands or interest thereon, and for the construction of the necessary reservoirs, dams, aqueducts, filters, and other appurtenances for that purpose; and for the appointment of a commission with the powers and duties necessary and proper to attain these objects,' in relation to the board of water supply" (Int. No. 1094), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Young introduced a bill entitled "An act to regulate the practice of dermapathy in the State of New York" (Int. No. 1095), which was read the first time and referred to the committee on public health.

Mr. O'Neill introduced a bill entitled "An act to amend the Greater New York charter relative to the department of correction" (Int. No. 1096), which was read the first time and referred to the committee on affairs of cities.

Mr. Bisland introduced a bill entitled "An act to legalize the issue of bonds of the town of Lumberland in the county of Sullivan, authorized by the board of supervisors of said county for the purpose of defraying the expense of rebuilding a bridge over



the Delaware river in said town, and to provide for the payment of the principal and interest thereof" (Int. No. 1097), which was read the first time and referred to the committee on internal affairs.

Mr. Evans introduced a bill entitled "An act to incorporate the First Welsh Congregational Church Cemetery Association" (Int. No. 1098), which was read the first time and referred to the committee on the judiciary.

Mr. A. E. Lee introduced a bill entitled "An act making an appropriation for cleaning out and improving the Courtney ditch in the county of Niagara" (Int. No. 1099), which was read the first time and referred to the committee on ways and means.

Mr. W. I. Lee introduced a bill entitled "An act in relation to Saint Marks avenue in the borough of Brooklyn, in the city of New York" (Int. No. 1100), which was read the first time and referred to the committee on affairs of cities.

Mr. Mills introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the town of Indian Lake, Hamilton county, against the State for moneys paid out for services of fire wardens and persons assisting in extinguishing forest or woodland fires, alleged to be due such town from the State, and to render judgment therefor" (Int. No. 1101), which was read the first time and referred to the committee on claims.

Mr. Moreland introduced a bill entitled "An act to amend chapter seven hundred and thirty-seven of the Laws of nineteen hundred and five, entitled 'An act to establish a commission of gas and electricity with power to regulate the price of gas and electric light and certain other electric services, and to provide for the control and supervision of gas, electric light and other electric corporations and making an appropriation therefor'" (Int. No. 1102), which was read the first time and referred to the committee on electricity, gas and water supply.

Also, "An act making an appropriation for the promotion of agriculture" (Int. No. 1103), which was read the first time and referred to the committee on ways and means.

Also, "An act making an appropriation for the State industrial school at Rush" (Int. No. 1104), which was read the first time and referred to the committee on ways and means.

Mr. Wells introduced a bill entitled "An act to regulate the practice of architecture" (Int. No. 1105), which was read the first time and referred to the committee on the judiciary.

Mr. Moreland, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Moreland (No. 363, Int. No. 345), entitled "An act to provide for the payment of the balance due newspapers for the publication of concurrent resolutions of the Legislature of nineteen hundred and five, proposing amendments to the Constitution of this State, and for deficiency in appropriation for the publication of other official notices required to be published as provided by law, which are subject to contract."

Also, Assembly bill introduced by Mr. F. E. Allen (No. 403, Int. No. 379), entitled "An act to amend the Labor Law, relative to deputy factory inspectors."

Also, Assembly bill introduced by Mr. Mead (No. 626, Int. No. 576), entitled "An act to amend the Forest, Fish and Game Law, in relation to the office and clerical force."

Also, Assembly bill introduced by Mr. Hapeman (No. 645, Int. No. 591), entitled "An act to amend the Military Code, relative to miscellaneous provisions."

Also, Assembly bill introduced by Mr. Gunderman (No. 903, Int. No. 767), entitled "An act to provide for the administration of the New York State College of Agriculture at Cornell University, established by chapter six hundred and fifty-five of the Laws of nineteen hundred and four."

Also, recommitted Assembly bill introduced by Mr. Agnew (No. 973, Int. No. 174), entitled "An act providing for the appointment of commissioners to inquire into the advisability of preserving the waters of the Bronx river from pollution and of creating a reservation of the lands on either side of the river, and providing for the payment of the expenses of such commission."

Also, Assembly bill introduced by Mr. Moreland (No. 1153,

Int. No. 955), entitled "An act making an appropriation for heating, lighting and plumbing the warden's resident at the Eastern New York Reformatory."

Also, Assembly bill introduced by Mr. Moreland (No. 1154, Int. No. 956), entitled "An act making appropriations for repairs, renewals and betterments for the several State prisons, the Eastern New York Reformatory, the Matteawan State Hospital for Insane Criminals and the Dannemora State Hospital for Insane Convicts, and reappropriating certain moneys therefor."

Also, Assembly bill introduced by Mr. Moreland (No. 1172, Int. No. 735), entitled "An act to establish the Hudson-Fulton Celebration Commission, and to prescribe the powers and duties thereof, and making an appropriation therefor."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Moreland, from the committee on ways and means, to which was referred Assembly bill (No. 708, Int. No. 627) introduced by Mr. Bass, entitled "An act to amend the Forest, Fish and Game Law in relation to chief fire warden and foresters," reported in favor of the passage of the same with the following amendment:

Page 1, line 10, strike out the brackets enclosing the word "fifteen", and also the word "eighteen".

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Moreland, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Gurnett (No. 282, Int. No. 250), entitled "An act to provide for the repairing and improving of the harbor and breakwater, in Seneca lake at Watkins, on the Chemung canal, and making an appropriation therefor," reported in favor of the passage of the following substitute bill.

(See Appendix, No. 18.)

and request that said substitute bill be printed and recommitted to said committee, which report was agreed to and said bill ordered printed and recommitted to said committee.



Mr. Moreland, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. G. H. Whitney (No. 970, Int. No. 623), entitled "An act to amend chapter one hundred and forty-seven of the Laws of nineteen hundred and three, entitled 'An act making provision for issuing bonds to the amount of not to exceed one hundred and one million dollars for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and three,' and the acts supplementary thereto, and amendatory thereof, in relation to interest on the compensation and damages allowed to land owners," reported the same with the following amendments:

Page 3, line 22, after the word "taken" insert the words "or the service by the comptroller of the notice as hereafter provided".

Page 4, line 9, after the word "upon" insert the words "or the service by the comptroller of the notice as hereinafter provided".

Page 4, line 13, after the word "canals" insert the words "Interest as authorized by this section shall cease upon the service by the comptroller upon the person entitled thereto as hereinbefore provided of a notice that the state is ready and willing to pay the award or the amount agreed upon upon the presentation of proper proofs and vouchers."

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Moreland, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. West (No. 561, Int. No. 524), entitled "An act to provide for the erection of a lighthouse at the outlet to Lake Keuka, and for the repair of the pier in such outlet, and making an appropriation therefor," reported the same with the following amendments:

Page 1, line 1, strike out the words "one thousand" and insert in place thereof the words "five hundred".

Page 1, line 5, strike out the words "five hundred" and insert in place thereof the words "one thousand".

Page 1, line 7, strike out the word "by" and insert in place thereof the word "be".

Page 2, line 7, change the semicolon after the word "for" to a period and strike out all the words in that section following the word "for".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Moreland, from the committee on ways and means, to which was referred Senate bill introduced by Mr. Allds (No. 396, Rec. No. 54), entitled "An act to amend the Forest, Fish and Game Law, in relation to game protectors," reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Moreland, from the committee on ways and means, to which was referred Senate bill introduced by the committee on finance (No. 577, Rec. No. 98), entitled "An act making an appropriation for expenses of the Senate," reported in favor of the passage of the following substitute bill.

(See Appendix, No. 19.)

which report was agreed to and said substitute bill ordered printed and placed on the order of second reading.

Mr. Hooker, from the committee on railroads, to which was referred Assembly bill introduced by Mr. Oliver (No. 909, Int. No. 773), entitled "An act to regulate the laying and using of street surface railroad tracks upon the Bowery in the city of New York, for the greater safety of lives," reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Hooker, from the committee on railroads, to which was referred Assembly bill (No. 366, Int. No. 348) introduced by Mr. Feth, entitled "An act to provide shelter-houses at transfer stations for passengers on railroads in the county of Kings," reported in favor of the passage of the same with the following amendments:

Page 1, line 1, after the word "every" insert the word "surface".

Page 1, line 6, after the word "of" insert the word "surface".

Page 2, line 9, after the word "more" insert the word "surface".

Page 2, line 15, after the word "any" insert the word "surface".

S. P. HOOKER,  
*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Hooker, from the committee on railroads, to which was referred Assembly bill (No. 162, Int. No. 162) introduced by Mr. A. B. Gray, entitled "An act to amend chapter thirty-three of the Laws of eighteen hundred and ninety-six, entitled 'An act to extend the time for the completion of the Rhinebeck and Rhinecliff Street Surface Railroad Company,' in relation to extension of time to complete," reported in favor of the passage of the same with the following amendment:

Page 2, line 7, strike out word "ten" and insert the word "seven".

S. PERCY HOOKER,  
*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Coon, from the committee on agriculture, to which was referred Assembly bill introduced by Mr. LaFetra (No. 256, Int. No. 256), entitled 'An act to amend chapter three hundred and seventy-six of the Laws of eighteen hundred and ninety-six, entitled 'An act relating to Domestic Commerce Law, constituting chapter thirty-four of the general laws,' and acts amendatory thereof, in relation to milk cans," reported the same with the following amendments:

On page 2, line 20, strike out the words, "or his agent".

On page 2, lines 22 and 23, strike out the words "any such agent without joining the real party in interests that he represents" and substitute the words, "the owner or dealer".

On page 3, line 11, strike out the words "irrespective of the residence of any party".

On page 3, line 13, strike out the words "in the district".



and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Waddell (No. 1209, Int. No. 665), entitled "An act to amend the Village Law in relation to villages having a population of fourteen thousand or over by adding a new article to be known as article thirteen-a."

Also, the bill introduced by Mr. Francis (No. 14, Int. No. 14), entitled "An act to enlarge and further the objects and purposes of the Henry Bergh Humane Society, a corporation organized under the Laws of the State of New York on the eighteenth day of October, nineteen hundred and four."

Also, the bill introduced by Mr. Bisland (No. 1055, Int. No. 877), entitled "An act to amend the Code of Civil Procedure, in relation to the appointment and compensation of a stenographer for the surrogate's court of Sullivan county."

Also, the bill introduced by Mr. Merritt (No. 960, Int. No. 806), entitled "An act to amend the Lien Law in reference to the foreclosure of lien."

Also, the bill introduced by Mr. Salomon (No. 1048, Int. No. 870), entitled "An act to amend chapter twenty-seven of the Laws of eighteen hundred and seventy-five, entitled 'An act to designate the holidays to be observed in the acceptance and payment of bills of exchange, bank checks and promissory notes' designating Columbus' Day as a public holiday."

Also, the bill introduced by Mr. Draper (No. 1067, Int. No. 889), entitled "An act to amend the Code of Civil Procedure relating to the limitation of actions for alienation of husband's or wife's affections."

Reported the same without recommendations, which report was agreed to and said bills ordered engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Cunningham (No. 884, Int. No. 748), entitled "An act to amend chapter five hundred and sixty-two of the Laws of nineteen hundred and five, entitled 'An

act to provide for the taxation for school purposes of the lands owned by the State and situate within the boundaries of union free school district number two of the town of Wawarsing, Ulster county," reported the same with the following recommendations:

Amend title by striking out the period at the end of word "county" and inserting a comma in its place as well as add the following words "relative to the assessment and payment of taxes."

Page 1, line 6, strike out the words "so as".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Tompkins (No. 145, Int. No. 145), entitled "An act to amend section thirty-three of chapter seven hundred and twenty-four of the Laws of nineteen hundred and five in regard to an additional supply of pure and wholesome water for the city of New York," reported the same with the following recommendations:

Amend title by striking out words "section thirty-three of" and by inserting after the word "five" the following "entitled 'An act to provide for an additional supply of pure and wholesome water for the city of New York; and for the acquisition of lands or interests therein and for the construction of the necessary reservoirs, dams, aqueducts, filters and other appurtenances for that purpose; and for the appointment of a commission with the powers and duties necessary and proper to attain these objects.'"

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Cunningham (No. 460, Int. No. 430), entitled "An act amending section seven hundred of the Penal Code relating to sentences to imprisonment in the New York State Reformatory at Elmira," reported the same with the following recommendations:

Amend title by striking out "ing" in word "amending", also the words "section seven hundred of" and inserting a comma after the word "code".

Page 1, line 1, insert a comma after word "code" and strike out words "so as" in line 2.

In line 6 insert a comma after word "prison".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. West, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Forest, Fish and Game Law, relating to the taking, possession and sale of Mongolian ringnecked and English pheasants in the counties of Orleans, Monroe, Wayne, Ontario, Livingston and Suffolk." (No. 780, Int. No. 683.)

"An act to amend chapter one hundred and sixty-six of the Laws of eighteen hundred and eighty-six, entitled 'An act to authorize James V. Quick to establish and maintain a ferry across the Cayuga lake at Kidder's ferry,' in relation to extending the franchise." (No. 1024, Int. No. 858.)

"An act to amend the Forest, Fish and Game Law, in relation to spearing fish in Lake Ontario." (No. 742, Int. No. 661.)

"An act to amend the Lien Law, relative to liens on animals for labor done and materials furnished." (No. 1166, Int. No. 384.)

"An act to amend the Village Law in relation to villages having a population of fourteen thousand or over by adding a new article to be known as article thirteen-a." (No. 1209, Int. No. 665.)

"An act to amend the Labor Law, relative to labor in tenements." (No. 1167, Int. No. 194.)

"An act to authorize the board of estimate and apportionment of the city of New York, to change the location of the railroad tracks of the Coney Island and Brooklyn Railroad Company in Coney Island avenue, borough of Brooklyn, from the side of the street to the center thereof." (No. 1168, Int. No. 62.)

"An act to amend the Forest, Fish and Game Law, in relation to the close season for trout in the waters of Fall Brook creek in Cayuga county." (No. 986, Int. No. 825.)

"An act to amend the Forest, Fish and Game Law, in relation to the sale of trout." (No. 503, Int. No. 473.)



"An act to amend the Forest, Fish and Game Law, in relation to the close season on hares and rabbits." (No. 518, Int. No. 488.)

"An act to amend the Real Property Law, in relation to acknowledgments in certain places not within the United States." (No. 556, Int. No. 519.)

The bill (No. 804) entitled "An act to amend chapter one hundred and thirty-three of the Laws of eighteen hundred and forty-seven, entitled 'An act authorizing the incorporation of rural cemetery associations' in relation to thoroughfares of the city of New York" (Int. No. 697), having been announced for a second reading,

On motion of Mr. Dowling, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 338) entitled "An act to prohibit the docking of horses tails, and to require a registry of all docked horses, now in this State" (Int. No. 312), having been announced for a second reading,

On motion of Mr. Cox, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 960) entitled "An act to amend the Lien Law in reference to the foreclosure of lien" (Int. No. 806), was read the second time.

On motion of Mr. Merritt, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1048) entitled "An act to amend chapter twenty-seven of the Laws of eighteen hundred and seventy-five, entitled 'An act to designate the holidays to be observed in the acceptance and payment of bills of exchange, bank checks and promissory notes,' designating Columbus' day as a public holiday" (Int. No. 870), was read the second time.

On motion of Mr. Salomon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 14) entitled "An act to enlarge and further the objects and purposes of the Henry Bergh Humane Society, a

corporation organized under the Laws of the State of New York on the eighteenth day of October, nineteen hundred and four" (Int. No. 14), was read the second time.

On motion of Mr. Francis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1067) entitled "An act to amend the Code of Civil Procedure relating to the limitation of actions for alienation of husband's or wife's affections" (Int. No. 889), was read the second time.

On motion of Mr. Draper, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1055) entitled "An act to amend the Code of Civil Procedure, in relation to the appointment and compensation of a stenographer for the surrogate's court of Sullivan county" (Int. No. 877), was read the second time.

On motion of Mr. Bisland, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 460) entitled "An act amending section seven hundred of the Penal Code relating to sentences to imprisonment in the New York State Reformatory at Elmira" (Int. No. 430), was read the second time.

On motion of Mr. Cunningham, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 440) entitled "An act to amend subdivision one and two of section two hundred and twenty-one of the Code of Civil Procedure" (Int. No. 410), having been announced for a second reading,

On motion of Mr. Averill, said bill was recommitted to the committee on codes, retaining its place on the order of second reading.

The bill (No. 321) entitled "An act to amend the Penal Code, relative to discrimination and other frauds in the management of places of public entertainment and amusement" (Int. No. 287), having been announced for a second reading,

On motion of Mr. Moreland, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 681) entitled "An act to amend section two hundred and forty-a of the Tax Law in relation to reports of the State Comptroller and the payment to the State Treasurer of taxes on taxable transfers" (Int. No. 624), having been announced for a second reading,

Mr. G. H. Whitney moved to amend as follows:

Page 2, line 3, strike out word "[securities]," insert word "sureties".

Page 2, line 8, strike out "i" in word "indorsed" and insert "e".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Said bill, as amended, was then read the second time, and on motion of Mr. G. H. Whitney was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 884) entitled "An act to amend chapter five hundred and sixty-two of the Laws of nineteen hundred and five, entitled 'An act to provide for the taxation for school purposes of the lands owned by the State and situate within the boundaries of union free school district number two of the town of Wawarsing, Ulster county'" (Int. No. 748), was read the second time.

On motion of Mr. Cunningham, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 145) entitled "An act to amend section thirty-three of chapter seven hundred and twenty-four of the Laws of nineteen hundred and five in regard to an additional supply of pure and wholesome water for the city of New York" (Int. No. 145), was read the second time.

On motion of Mr. Tompkins, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 503) entitled "An act to amend chapter two hundred and fifteen of the Laws of eighteen hundred and twenty, and to revise and consolidate the several acts relative to, and to change the name of the corporation heretofore known as the trustees of the theological seminary of Auburn in the State of New York" (Rec. No. 76), was read the second time.



On motion of Mr. Knapp, said bill was placed on the order of third reading.

The Senate bill (No. 380) entitled "An act to amend chapter one hundred and twenty-nine of the Laws of nineteen hundred and five, entitled 'An act to amend chapter two hundred and twenty of the Laws of eighteen hundred and sixty-six, entitled "An act to amend the charter of the village of Saratoga Springs, and the several acts amendatory thereof" and to terminate the terms of office of the present fire commissioners of said village, and to concentrate the functions heretofore exercised by said fire commissioners, in a single commissioner and to define his powers, duties and liabilities'" (Rec. No. 67), was read the second time.

On motion of Mr. G. H. Whitney, said bill was placed on the order of third reading.

The Senate bill (No. 180) entitled "An act to prevent the location, construction, maintenance and operation of a street surface railroad or railroad of any kind in or upon Beach lane at Westhampton beach, in the town of Southampton, in Suffolk county" (Rec. No. 16), was read the second time.

On motion of Mr. Hubbs, said bill was placed on the order of third reading.

The Senate bill (No. 439) entitled "An act to legalize the action of a meeting of the village of Rouses Point in adopting a resolution relating to the organization of a public free library and authorizing the library trustees of said village to accept the conditions of a certain will" (Rec. No. 71), was read the second time.

On motion of Mr. Knapp, said bill was placed on the order of third reading.

The Senate bill (No. 383) entitled "An act to amend the Code of Civil Procedure, relative to the length of time to publish notice" (Rec. No. 64), was read the second time.

On motion of Mr. Cox, said bill was placed on the order of third reading.

The Senate bill (No. 456) entitled "An act to amend section one of chapter seven hundred and thirty-two, of the Laws of

nineteen hundred and five, entitled 'An act in relation to the price of electric current furnished or sold in the city of New York, for light, heat, power or other purposes to consumers other than said city and providing a penalty for violation' " (Rec. No. 72), having been announced for a third reading,

On motion of Mr. Oglesby, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 771) entitled "An act to amend the Election Law, in relation to the abolition or consolidation of election districts in towns" (Int. No. 674), having been announced for a third reading,

On motion of Mr. Hooper, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 1148) entitled "An act to amend chapter five hundred and thirty-eight of the Laws of nineteen hundred and four, entitled 'An act in relation to the registration and identification of motor vehicles and the use of the public highways by such vehicles,' providing for the release from custody and furnishing of bail by persons charged with violation of the Motor Vehicle Law" (Int. No. 696), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Mills	Smith Myron
Allen J G	Crosley	Harawitz	Moreland	Sprengrer
Angar	Cunningham	Harte	Murphy	Stanley
Averill	DeGroot	Hartman	Nevins	Steele
Baldwin	Donohue	Hastings	Nolan	Steffens
Bass	Dowling	Hoffman	Oglesby	Story
Becker	Draper	Hooker	Oliver	Surroless
Beebe	Eckmann	Hubbs	Palmer S J	Volk
Bernstein	Evans	Kavanagh	Patton	Waddell
Bird	Farnan	Keyes	Phillips	Wade
Bisland	Feth	Knapp	Pratt	Wainwright
Bohan	Filley	Krulewitch	Prentice	Weber

Boshart	Fish	Lansing	Quinn	Wedemeyer
Brady	Foster	LaFetra	Rock	Wells
Brennan	Fowler	Lee A E	Rogers	Wemple
Burnett	Francis	Lewis	Salomon	West
Burns	Fritz	Long	Santee	Whitley
Burzynski	Gates	Lupton	Schmitt	Whitney F G
Carnochan	Grattan	Lynch	Schoeneck	Whitney G H
Carrier	Gray A B	Maher	Schwegler	Williams
Caughlan	Gray F J	Maier	Scovill	Wilson
Chamberlain	Gregory	Matthews	Shanahan	Winters
Charles	Gunderman	McGuire	Shuttleworth	Wood
Colne	Gurnett	Mead	Smith A E	Yale
Coon	Hackett	Merritt	Smith M F	Young
Cowan	Hammond	Miller		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1022) entitled "An act to amend the Forest, Fish and Game Law in relation to the sale of wall-eyed and yellow pike in cities containing one million or more inhabitants" (Int. No. 856), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121

NOES 00

Those who voted in the affirmative were:

Allen F E	Cunningham	Harawitz	Moreland	Smith M F
Allen J G	DeGroot	Harte	Murphy	Smith Myron
Baldwin	Donohue	Hartman	Nevins	Stanley
Bass	Dowling	Harvey	Norton	Steele
Becker	Draper	Hastings	Oglesby	Steffens
Beebe	Eagleton	Hoffman	O'Neill	Story
Bernstein	Eckmann	Hooker	Palmer S J	Surpluss
Bisland	Evans	Hubbs	Patton	Thompson
Bohan	Farnan	Kavanagh	Pratt	Volk
Boshart	Filley	Keyes	Prentice	Waddell
Brady	Fish	Knapp	Quinn	Wade
Brennan	Foelker	Krulewitch	Reilly	Wainwright
Burns	Foster	LaFetra	Rock	Weber
Burzynski	Fowler	Lee A E	Rogers	Wedemeyer
Campbell	Gates	Lee W I	Salomon	Wemple
Carnochan	Grattan	Lewis	Sammon	West
Carrier	Gray A B	Lupton	Santee	Whitley
Caughlan	Gray F J	Lynch	Schmitt	Whitney F G
Chamberlain	Gregory	Maier	Schoeneck	Whitney G H
Charles	Gunderman	Matthews	Schwegler	Williams
Cohalan	Gurnett	Mead	Shanahan	Wilson
Colne	Hammond	Merritt	Shuttleworth	Winters
Cowan	Hamn	Miller	Smith A E	Wood
Cox	Hapeman	Mills	Smith J E	Young
Crosley				



Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 754) entitled "An act to amend the Labor Law, relative to factories" (Int. No. 192), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hartman	Nolan	Sprenger
Allen F E	Cox	Hastings	Norton	Stanley
Allen J G	Cunningham	Hoffman	Oglesby	Steffens
Apgar	DeGroot	Hooker	Oliver	Story
Baldwin	Donohue	Hooper	O'Neill	Surpless
Bass	Dowling	Kavanagh	Palmer G M	Thompson
Becker	Evans	Keyes	Palmer S J	Tompkins
Bedell	Farnan	Knapp	Phillips	Volk
Beebe	Feth	Krulewitch	Pratt	Waddell
Bernstein	Filley	Lansing	Prentice	Wade
Bird	Fish	LaFetra	Quinn	Wainwright
Bisland	Foelker	Lee A E	Reilly	Weber
Bohan	Foster	Lewis	Rock	Wedemeyer
Boshart	Fowler	Lupton	Rogers	Wemple
Brady	Francis	Maher	Salomon	West
Burnett	Fritz	Maier	Sammon	Whitley
Burns	Gates	Matthews	Schoeneck	Whitney F G
Burzynski	Grady	Mead	Schwegler	Whitney G H
Carnochan	Gray A B	Merritt	Scovill	Williams
Carrier	Gray F J	Miller	Shanahan	Wilson
Caughlan	Green	Mills	Shuttleworth	Winters
Chamberlain	Gunderman	Moreland	Smith A E	Wood
Charles	Hackett	Murphy	Smith J E	Yale
Colne	Hapeman	Nevins	Smith Myron	Young
Coon	Harawitz			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1170) entitled "An act to amend the Real Property Law, relative to the recording of unusual forms of mortgages" (Int. No. 58), having been announced for a third reading,

On motion of Mr. Salomon, said bill was laid aside, retaining its place on the order of third reading.

The Senate bill (No. 421) entitled "An act to amend the Banking Law relative to securities in which deposits in savings banks may be invested" (Rec. No. 93), having been announced for a third reading,

On motion of Mr. Wainwright, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The Senate returned the bill (No. 875, Int. No. 64), entitled "An act in relation to illuminating gas in the city of New York and regulating the quality and pressure thereof and the price to consumers other than said city and providing a penalty for violation," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

The Senate returned the bill (No. 905, Int. No. 769) entitled "An act in relation to acquiring a site therefor and the erection of public buildings for the use of Cortland county and the city of Cortland," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Cortland.

The Senate returned the bill (No. 674, Int. No. 616) entitled "An act for the relief of the widows of Jeremiah Sullivan and Willis R. Lee, late members of the Rochester police department," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Rochester.

The Senate returned the bill (No. 819, Int. No. 712) entitled "An act to authorize the trustees of the village of Liberty, in Sullivan county, to compromise certain litigation against said village and judgments and decrees therein," with a message that they concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

On motion of Mr. Moreland, the House adjourned.

MONDAY, MARCH 12, 1906.

The House met pursuant to adjournment.

Prayer by Rev. Chas. W. Heisler.

On motion of Mr. Moreland, the reading of the journal of Friday, March 9, 1906, was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the Probation Commission, which was laid upon the table and ordered printed.

(See Document No. 51.)

Also, the twenty-second annual report of the Commissioners of the State Reservation at Niagara, which was laid upon the table and ordered printed.

(See Document No. 50.)

Mr. Speaker presented the following communication:

STATE OF NEW YORK—ATTORNEY-GENERAL'S OFFICE,

ALBANY, March 12, 1906.

*To the Honorable the Assembly of the State of New York:*

I have the honor to acknowledge the receipt of resolution bearing date March 8, 1906, in which, after certain preambles, the following inquiry is directed to the Attorney-General:

"Resolved, That the Attorney-General be requested to inform the Assembly whether, in his opinion, in proceedings taken in accordance with chapter sixteen of the Code of Civil Procedure, the ballot boxes contain the ballots cast at the last election in New York city can be opened and the ballots recounted, and whether the said William R. Hearst or any candidate upon the said Municipal Ownership ticket has made complaint to him, or request that he commence such action."

In response to the foregoing I beg to inform you, as follows:

First. Neither William R. Hearst nor any other candidate upon the Municipal Ownership ticket at the election which took place in the city of New York on the first Tuesday after the first Monday in the month of November, 1905, has made any complaint to the Attorney-General or requested him to commence any action in accordance with chapter 16 of the Code of Civil Procedure or otherwise.

Second. In the matter of the application of William Randolph Hearst, et al., decided on December 13, 1905, by the Court of



Appeals, Judge Gray, who wrote the prevailing opinion, said among other things.

“Further, the preservation of the ballot boxes, under lock and seal, is directed for six months as evidence for use in the courts. I think that the presumption should obtain, as to the proclaimed result of an election, that the election officers have performed their duties and that a defeated candidate should be left to such action at law or otherwise, as may be appropriate, wherein to question it, as to the ballots counted without objection.”

An action wherein the complaint alleges that a person unlawfully holds a public office within the State is triable “of course and or right by a jury.” (Sec. 1950, Code of Civil Procedure.)

In such action, upon the presentation of facts showing fraud or mistake in the count of the ballots in an election district, I am of the opinion that the court has power to order that the ballot box of such election district may be opened. Upon the testimony adduced, the jury may then determine the facts under appropriate instructions as to the law from the court; and therefore, if the facts warrant, the ballots contained in any such ballot box thus reopened by the court's order may be recounted.

Respectfully yours,

JULIUS M. MAYER,  
*Attorney-General.*

The Senate sent for concurrence the bill (No. 32) entitled “An act to amend the Railroad Law in relation to liability for injuries to employees” (Rec. No. 115), which was read the first time and referred to the committee on the judiciary.

Mr. Keyes introduced a bill entitled “An act to amend chapter six hundred and forty-four of the Laws of nineteen hundred and five, entitled ‘An act to amend chapter one hundred and five of the Laws of eighteen hundred and ninety-one, entitled “An act to revise the charter of the city of Buffalo,” relating to ward boundaries’” (Int. No. 1106), which was read the first time and referred to the committee on affairs of cities.

Mr. Lewis introduced a bill entitled “An act authorizing the common council of the city of Fulton to audit certain claims and to raise money for paying the same” (Int. No. 1107), which was read the first time and referred to the committee on affairs of cities.

Mr. Moreland introduced a bill entitled “An act to amend the

Insanity Law, relative to the cost of buildings for the care and treatment of the acute insane" (Int. No. 1108), which was read the first time and referred to the committee on ways and means.

Also, "An act reappropriating certain unexpended balances of appropriations hitherto made for State hospitals for the insane so that the same may be used for the erection of buildings for the care and treatment of the acute insane" (Int. No. 1109), which was read the first time and referred to the committee on ways and means.

Mr. Phillips introduced a bill entitled "An act to legalize the elections held by the voters of union free school district number one of the town of Bolivar, Allegany county, New York, on the fifth day of July, nineteen hundred and four, and on the twenty-second day of September, nineteen hundred and five, for the purpose of raising certain moneys; and to legalize certain proceedings and obligations resulting therefrom" (Int. No. 1110), which was read the first time.

On motion of Mr. Phillips, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on internal affairs.

Mr. Prentice introduced a bill entitled "An act to amend the Civil Service Law with respect to political contributions" (Int. No. 1111), which was read the first time and referred to the committee on the judiciary.

Also, "An act creating a commission to confer with the Governor and Legislature of the State of New Jersey for the purpose of developing a system of transit between the city of New York and the State of New Jersey" (Int. No. 1112), which was read the first time and referred to the committee on ways and means.

Mr. Wainwright introduced a bill entitled "An act in relation to corporations other than stock corporations" (Int. No. 1113), which was read the first time and referred to the committee on the judiciary.

Mr. G. H. Whitney introduced a bill entitled "An act to amend the Highway Law, relative to the removal of snow from high-

ways in towns which have adopted the money system" (Int. No. 1114), which was read the first time and referred to the committee on internal affairs.

Mr. Cox introduced a bill entitled "An act in relation to probation in the State of New York, constituting chapter fifty-two of the general laws" (Int. No. 1115), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend section two hundred and ninety-one of the Penal Code of the State of New York" (Int. No. 1116), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Code of Criminal Procedure relative to the appointment of probationary officers, and defining their duties, and with relation to criminal statistics" (Int. No. 1117), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Greater New York charter, relative to the commitment of persons convicted of public intoxication, disorderly conduct and vagrancy" (Int. No. 1118), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Greater New York charter, relative to inferior courts of criminal jurisdiction" (Int. No. 1119), which was read the first time and referred to the committee on the judiciary.

Mr. Hammond introduced a bill entitled "An act in relation to certain contracts and assessments for local improvements in the city of Syracuse" (Int. No. 1120), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter six hundred and eighty-one of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of finance of the city of Syracuse,' relative to the audit of claims against the city" (Int. No. 1121), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter one hundred and ninety-four of the Laws of eighteen hundred and ninety-seven, entitled 'An



act creating a commissioner of jurors for each county of the State having a population of more than one hundred and fifty thousand and less than one hundred and ninety thousand, and regulating and prescribing his duties,' relative to the drawing of jurors" (Int. No. 1122), which was read the first time and referred to the committee on the judiciary.

Mr. Schoeneck introduced a bill entitled "An act to amend the Primary Election Law relative to transcribing enrollments" (Int. No. 1123), which was read the first time and referred to the committee on the judiciary.

Mr. Phillips introduced a bill entitled "An act to amend the Village Law, in relation to the qualification of voters" (Int. No. 1124), which was read the first time and referred to the committee on affairs of villages.

Mr. Agnew introduced a bill entitled "An act to repeal chapter two hundred and ninety-six of the Laws of eighteen hundred and fifty-five, entitled 'An act to authorize the appraisement of the damages of the owners of lands in this State required by the Morris Canal and Banking Company for the purpose of a reservoir for their canal'" (Int. No. 1125), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Wade introduced a bill entitled "An act to amend chapter seventeen of the Laws of nineteen hundred and three, entitled 'An act to authorize the city of Jamestown to acquire and maintain a water supply system,' relative to water commissioners holding other officers" (Int. No. 1126), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent, Mr. Bird introduced a bill entitled "An act to amend the Greater New York charter relative to the retirement from service of officers, clerks and employees in Bellevue and allied hospitals" (Int. No. 1146), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent, Mr. Patton introduced a bill entitled "An act to amend chapter three hundred and fifty-seven of the Laws of nineteen hundred and five, entitled 'An act to revise the several acts relative to the city of Tonawanda'" (Int. No. 1147),

which was read the first time and referred to the committee on affairs of cities.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Burnett (No. 1057, Int. No. 879), entitled "An act to empower the city of Geneva to borrow money for the payment of certain outstanding notes and issue bonds therefor."

Also, Assembly bill introduced by Mr. Quinn (No. 1160, Int. No. 962), entitled "An act to amend chapter one hundred and five of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' as amended by chapter five hundred and sixty-four of the Laws of nineteen hundred and one, relating to pensions to members of the police force of said city."

Also, Assembly bill introduced by Mr. Schoeneck (No. 393, Int. No. 374), entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-eight, entitled 'An act for the government of cities of the second class' relative to filling vacancies in the office of supervisor."

Also, Assembly bill introduced by Mr. Kavanagh (No. 426, Int. No. 402), entitled "An act to authorize the board of estimate and apportionment of the city of New York, to hear, determine, audit and allow the alleged claim of John W. Carpenter for services alleged to have been rendered between the first day of January nineteen hundred, and the first day of October, nineteen hundred, inclusive, as clerk of the municipal court of said city in the third district of the borough of Brooklyn."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill (No. 980, Int. No. 819), introduced by Mr. Agnew, entitled "An act relative to the city court of the city of New York," reported in favor of the passage of the same, with the following amendment:

On page 5. line 5. after the word "thereto" insert " and all acts or parts of acts which provide for additional justices of

said court are hereby repealed, so far as they authorize the election of such additional justices."

J. L. BURNETT,

*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill (No. 255, Int. No. 255), introduced by Mr. LaFetra, entitled "An act to enable the board of police commissioners of the city of New York, to rehear and determine the charges against Charles E. Savage, formerly a patrolman of the police department of said city, and to reinstate him in said department," reported in favor of the passage of the same with the following amendments:

Amend by striking out of the title of the bill the words "board of police commissioners", and insert in place thereof the words "police commissioner".

On page 1, line 9, strike out the words "and may", and strike out the whole of line 10, and on page 2, strike out the words "plied on his time of service in said department," in line 1.

On page 2, strike out sections 2, 3 and 4 of the bill, and insert in place thereof the following:

§ 2. This act shall take effect immediately.

J. L. BURNETT,

*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was recommitted Assembly bill introduced by Mr. LaFetra (No. 521, Int. No. 288), entitled "An act to amend section eight hundred and fifty-four of the Greater New York charter, appropriating territory for the accommodation and use of canal boats," retaining its place on the order of third reading, reported in favor of the passage of the same with the following amendments:

On page 2, line 1, strike out all down to and including the word "of".

Page 2, line 1, strike out "westerly" and insert "easterly".



which report was agreed to and said bill ordered reprinted and restored to its place on the order of third reading.

Mr. Burnett, from the committee on affairs of cities, to which was recommitted Assembly bill introduced by Mr. LaFetra (No. 249, Int. No. 101), entitled "An act to enable the board of police commissioners of the city of New York, to rehear and determine the charges against Francis J. Hughes, formerly a patrolman of the police department of said city, and to reinstate him in said department," reported in favor of the passage of the same with the following amendments:

Amend by striking out of the title of the bill the words "board of police commissioners" and insert in place thereof the words "police commissioner".

On page 2, line 1, strike out the word "and".

On page 2, strike out the whole of line 2 and the words "applied on his time of service in said department," in line 3.

Strike out sections 2, 3 and 4 of the bill, and insert in place thereof the following:

"§ 2. This act shall take effect immediately."

which report was agreed to and said bill ordered reprinted and placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Prentice (No. 908, Int. No. 772), entitled "An act to amend the Greater New York charter relative to the salaries of officers," reported the same with the following amendments:

Page 1 line 6, strike out both brackets. Line 7, strike out the words "the board of estimate and apportionment", also the bracket.

Page 2, line 1, strike out the word "his" and insert the word "this". Line 2, strike out the bracket and write the word "it" with a small "i" and omit the underscoring. Same line strike out the bracket before the word "board". Line 3, strike out the bracket and omit the underscoring under the words "board of estimate". Line 4, omit the underscoring under the words "and apportionment". Line 13, strike out the word "renumer" and insert the word "remuner-". Line 18, strike out the bracket.

Page 3, line 4, strike out the bracket. Line 7, strike out the bracket before the word "except". Line 10, strike out the bracket.

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. West, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend section nineteen of chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-eight, entitled 'An act for the government of cities of the second class,' relative to the vote required to pass an ordinance for the appropriation of money." (No. 1260, Int. No. 836.)

"An act to amend the Civil Service Law, relative to retiring veterans." (No. 1205, Int. No. 279.)

"An act to amend chapter one hundred and thirty-six of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Cobleskill, Schoharie county,' relative to conferring on the board of trustees power and authority to cause connections to be made with the village water and sewer systems in certain cases, and for the collection of the expense thereof from the property owners benefited; also, in relation to sidewalks, and increasing the per centum limit of the value of taxable property for annual tax levying purposes, in said village." (No. 1202, Int. No. 688.)

"An act to amend chapter ten of the Laws of nineteen hundred and two, entitled 'An act to provide for the holding of town meetings and elections in counties of the State having a certain population,' generally." (No. 1201, Int. No. 788.)

"An act to amend chapter two hundred and sixty-nine of the Laws of eighteen hundred and seventy-two, entitled 'An act authorizing the construction of a bridge across the Hudson river at the city of Albany, and incorporating the "Albany and Greenbush Bridge Company,"' relative to the sale of tickets." (No. 1203, Int. No. 663.)

"An act to amend the Labor Law, relative to bakeries and confectioneries." (No. 1204, Int. No. 191.)

"An act to amend the Code of Civil Procedure in relation to Queens county" (No. 1206, Int. No. 510.)

"An act to amend the Membership Corporations Law, in relation to the election of managers and trustees." (No. 1207, Int. No. 708.)

"Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article fourteen of the Constitution, relating to the adoption of amendments by the people." (No. 1208, Int. No. 585.)

"An act to amend the Labor Law, relative to mines and quarries." (No. 1200, Int. No. 184.)

The bill (No. 804) entitled "An act to amend chapter one hundred and thirty-three of the Laws of eighteen hundred and forty-seven, entitled 'An act authorizing the incorporation of rural cemetery associations,' in relation to thoroughfares of the city of New York" (Int. No. 697), having been announced for a second reading,

On motion of Mr. Murphy, said bill was recommitted to the committee on general laws, retaining its place on the order of second reading.

The bill (No. 321) entitled "An act to amend the Penal Code, relative to discrimination and other frauds in the management of places of public entertainment and amusement" (Int. No. 287), having been announced for a second reading,

On motion of Mr. Kavanagh, said bill was recommitted to the committee on codes, retaining its place on the order of second reading.

The bill (No. 1212) entitled "An act to amend the Banking Law so as to require trust companies to keep a lawful money reserve" (Int. No. 935), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1172) entitled "An act to establish the Hudson-Fulton Celebration Commission, and to prescribe the powers and duties thereof and making an appropriation therefor" (Int. No. 735), was read the second time.

On motion of Mr. Moreland, said bill was placed on the order of third reading and referred to the committee on revision.



The bill (No. 1154) entitled "An act making appropriations for repairs, renewals and betterments for the several State prisons, the Eastern New York Reformatory, the Matteawan State Hospital for Insane Criminals and the Dannemora State Hospital for Insane Convicts, and reappropriating certain moneys therefor" (Int. No. 956), having been announced for a second reading,

Mr. Thompson moved to amend as follows:

On line 5, page 3, after the word "dressed" strike out the words "by prisoners" and add "by mechanics not inmates of any state institution". On line 6, page 3, strike out the words "after tools" the words "and guarding prisoners so employed".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the negative.

AYES 41

NOES 79

Those who voted in the affirmative were:

Bernstein	Eckmann	Hastings	Nolan	Schmitt
Bird	Feth	Kavanagh	Oglesby	Schwegler
Bohan	Fritz	Keyes	Oliver	Shanahan
Campbell	Grady	LaFetra	Palmer G M	Smith A E
Carnochan	Hackett	Lee A E	Quinn	Smith M F
Cohalan	Harawitz	Long	Reilly	Sprenger
Donohue	Hartman	Lynch	Rock	Story
Dressing	Harvey	McGuire	Salomon	Thompson
Eagleton				

Those who voted in the negative were:

Agnew	Cox	Gregory	Nevins	Surplless
Allen F E	Crosley	Gunderman	Norton	Volk
Allen J G	Cunningham	Hapeman	O'Neill	Waddell
Apgar	DeGroot	Hooker	Palmer S J	Wade
Averill	Dowling	Hooper	Patton	Wainwright
Baldwin	Draper	Hubbs	Phillips	Weber
Bass	Evans	Lansing	Pratt	Wells
Bedell	Farnan	Lee W I	Prentice	Wemple
Bisland	Filley	Maher	Rogers	West
Boshart	Foelker	Maier	Santee	Whitley
Brady	Foster	Mead	Schoeneck	Whitney G H
Brennan	Fowler	Merritt	Scovill	Williams
Burnett	Francis	Miller	Shuttleworth	Winters
Chamberlain	Grattan	Mills	Smith Myron	Wood
Charles	Gray A B	Moreland	Stanley	Yale
Coon	Green	Murphy	Steele	

Said bill was then read the second time.

"On motion of Mr. Moreland, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1153) entitled "An act making an appropriation for heating, lighting and plumbing the warden's residence at the Eastern New York Reformatory" (Int. No. 955), was read the second time.

On motion of Mr. Moreland, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 973) entitled "An act providing for the appointment of commissioners to inquire into the advisability of preserving the waters of the Bronx river from pollution and of creating a reservation of the lands on either side of the river, and providing for the payment of the expenses of such commission" (Int. No. 174), was read the second time.

On motion of Mr. Agnew, said bill was placed on the order of third reading.

On motion of Mr. Agnew, said bill was recommitted to the committee on ways and means, retaining its place on the order of third reading.

The bill (No. 903) entitled "An act to provide for the administration of the New York State College of Agriculture at Cornell University, established by chapter six hundred and fifty-five of the Laws of nineteen hundred and four" (Int. No. 767), was read the second time.

On motion of Mr. Gunderman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 645) entitled "An act to amend the Military Code, relative to miscellaneous provisions" (Int. No. 591), was read the second time.

On motion of Mr. Hapeman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 626) entitled "An act to amend the Forest, Fish and Game Law, in relation to the office of clerical force" (Int. No. 576), was read the second time.

On motion of Mr. Mead, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 403) entitled "An act to amend the Labor Law, relative to deputy factory inspectors" (Int. No. 379), was read the second time.

On motion of Mr. F. E. Allen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 363) entitled "An act to provide for the payment of the balance due newspapers for the publication of concurrent resolutions of the Legislature of nineteen hundred and five, proposing amendments to the Constitution of this State, and for deficiency in appropriation for the publication of other official notices required to be published as provided by law, which are subject to contract" (Int. No. 345), was read the second time.

On motion of Mr. Moreland, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 909) entitled "An act to regulate the laying and using of street surface railroad tracks upon the Bowery in the city of New York, for the greater safety of lives" (Int. No. 773), was read the second time.

On motion of Mr. Oliver, said bill was placed on the order of third reading.

On motion of Mr. Oliver, said bill was recommitted to the committee on railroads, retaining its place on the order of third reading.

The Senate bill (No. 456) entitled "An act to amend section one of chapter seven hundred and thirty-two of the Laws of nineteen hundred and five, entitled 'An act in relation to the price of electric current furnished or sold in the city of New York, for light, heat, power or other purposes to consumers other than said city and providing a penalty for violation'" (Rec. No. 72), was read the second time.

On motion of Mr. Phillips, said bill was placed on the order of third reading.

The Senate bill (No. 396) entitled "An act to amend the Forest, Fish and Game Law, in relation to game protectors" (Rec. No. 54), was read the second time.

On motion of Mr. Carrier, said bill was placed on the order of third reading.

The bill (No. 1209) entitled "An act to amend the Village Law in relation to villages having a population of fourteen thousand



or over by adding a new article to be known as article thirteen-a" (Int. No. 665), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Allen F E	DeGroot	Harawitz	Moreland	Smith M F
Allen J G	Dowling	Harte	Murphy	Sprenger
Averill	Draper	Hartman	Nevins	Stanley
Baldwin	Eagleton	Hastings	Nolan	Steele
Bass	Eckmann	Hoffman	Oglesby	Steffens
Becker	Evans	Hooker	Oliver	Story
Beebe	Farnan	Hooper	O'Neill	Surpless
Bird	Feth	Hubbs	Palmer G M	Thompson
Bisland	Filley	Kavanagh	Palmer S J	Tompkins
Bohan	Fish	Keyes	Patton	Volk
Boshart	Foelker	Knapp	Phillips	Waddell
Brady	Foster	Krulewitch	Pratt	Wainwright
Brennan	Fowler	Lansing	Prentice	Weber
Burnett	Francis	LaFetra	Quinn	Wedemeyer
Burns	Fritz	Lee A E	Rock	Wells
Burzynski	Gates	Lee W I	Rogers	Wemple
Carnochan	Grattan	Lewis	Salomon	West
Caughlan	Gray A B	Long	Santee	Whitley
Chamberlain	Gray F J	Lupton	Schmitt	Whitney F G
Charles	Green	Lynch	Schoeneck	Whitney G H
Cohalan	Gregory	Maher	Schwegler	Williams
Colne	Gunderman	Matthews	Scovill	Wilson
Coon	Gurnett	McGuire	Shanahan	Winters
Cowan	Hackett	Mead	Shuttleworth	Wood
Cox	Hammond	Merritt	Smith A E	Yale
Crosley	Hamn	Miller	Smith J E	Young
Cunningham	Hapeman	Mills		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 771) entitled "An act to amend the Election Law, in relation to the abolition or consolidation of election districts in towns" (Int. No. 674), having been announced for a third reading,

Mr. Carnochan moved that said bill be recommitted to the committee on the judiciary, with instructions to report the same forthwith amended as follows:

On page 1, line 9, after the first word "town" insert the words "except in the county of Rockland".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 81

NOES 38

Those who voted in the affirmative were:

Agnew	Crosley	Hapeman	Norton	Steele
Allen F E	Cunningham	Hastings	O'Neill	Story
Allen J G	DeGroot	Hooker	Palmer S J	Volk
Apgar	Draper	Hooper	Patton	Waddell
Averill	Evans	Hubbs	Phillips	Wade
Baldwin	Farnan	Lansing	Pratt	Wainwright
Bass	Filley	Lee W I	Prentice	Weber
Bedell	Foelker	Maher	Rock	Wells
Bird	Foster	Maier	Rogers	Wemple
Boshart	Fowler	Mead	Santee	West
Brady	Francis	Merritt	Schoeneck	Whitley
Burnett	Grattan	Miller	Scovill	Whitney G H
Chamberlain	Gray A B	Mills	Shuttleworth	Williams
Charles	Green	Moreland	Smith Myron	Wood
Colne	Gregory	Murphy	Sprenger	Yale
Coon	Gunderman	Nevins	Stanley	Young
Cox				

Those who voted in the negative were:

Bernstein	Eckmann	Harvey	Oglesby	Schwegler
Bohan	Feth	Keyes	Oliver	Shanahan
Brennan	Fritz	LaFetra	Palmer G M	Smith A E
Campbell	Grady	Lee A E	Quinn	Smith M F
Carnochan	Hackett	Long	Reilly	Surpluss
Cohalan	Harawitz	Lynch	Salomon	Thompson
Dressing	Harte	McGuire	Schmitt	Winters
Eagleton	Hartman	Nolan		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 382) entitled "An act to amend the Consolidated School Law, in relation to the apportionment of State school moneys" (Int. No. 363), having been announced for a third reading,

On motion of Mr. Cunningham, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 780) entitled "An act to amend the Forest, Fish and Game Law, relating to the taking, possession and sale of Mongolian ringnecked and English pheasants in the counties of Orleans, Monroe, Wayne, Ontario, Livingston and Suffolk" (Int. No. 683), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hapeman	Miller	Smith A E
Allen F E	Crosley	Harawitz	Mills	Smith J E
Allen J G	Cunningham	Harte	Moreland	Smith M F
Apgar	DeGroot	Hartman	Murphy	Smith Myron
Averill	Donohue	Harvey	Nevins	Sprenger
Bass	Dowling	Hastings	Oglesby	Stanley
Becker	Eckmann	Hoffman	Oliver	Steele
Beebe	Evans	Hooker	O'Neill	Steffens
Bernstein	Farnan	Hubbs	Palmer G M	Story
Bird	Filley	Kavanagh	Palmer S J	Surpless
Bisland	Fish	Keyes	Patton	Volk
Boshart	Foelker	Knapp	Phillips	Waddell
Brady	Foster	Krulewitch	Pratt	Wade
Brennan	Fowler	Lansing	Prentice	Wainwright
Burnett	Francis	LaFetra	Quinn	Weber
Burns	Gates	Lee A E	Reilly	Wells
Burzynski	Grattan	Lee W I	Rock	Wemple
Campbell	Gray A B	Lewis	Rogers	West
Carrier	Gray F J	Lupton	Salomon	Whitley
Caughlan	Green	Lynch	Sammon	Whitney F G
Chamberlain	Gregory	Maher	Santee	Williams
Charles	Gunderman	Matthews	Schmitt	Wilson
Cohalan	Hackett	McGuire	Schoeneck	Winters
Colne	Hammond	Mead	Shanahan	Wood
Coon	Hamn	Merritt	Shuttleworth	Yale

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1024) entitled "An act to amend chapter one hundred and sixty-six of the Laws of eighteen hundred and eighty-



six, entitled 'An act to authorize James V. Quick to establish and maintain a ferry across the Cayuga lake at Kidder's ferry,' in relation to extending the franchise" (Int. No. 858), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hammond	Mills	Smith Myron
Allen F E	Cunningham	Hamn	Moreland	Sprenger
Allen J G	DeGroot	Hapeman	Murphy	Stanley
Apgar	Donohue	Harawitz	Nolan	Steele
Averill	Dowling	Hartman	Norton	Steffens
Baldwin	Draper	Hastings	Oglesby	Story
Bass	Dressing	Hoffman	Oliver	Surpluss
Becker	Eagleton	Hooker	O'Neill	Thompson
Beebe	Evans	Hooper	Palmer G M	Tompkins
Bernstein	Farnan	Hubbs	Patton	Volk
Bisland	Feth	Keyes	Phillips	Waddell
Bohan	Filley	Knapp	Pratt	Wainwright
Boshart	Fish	Krulewitch	Prentice	Weber
Brady	Foelker	Lansing	Quinn	Wedemeyer
Burnett	Foster	LaFetra	Reilly	Wells
Burzynski	Fowler	Lee A E	Rock	Wemple
Carnochan	Francis	Lee W I	Salomon	West
Carrier	Gates	Lewis	Sammon	Whitley
Caughlan	Grady	Maher	Santee	Whitney F G
Chamberlain	Grattan	Maier	Schoeneck	Whitney G H
Charles	Gray A B	Matthews	Schwegler	Williams
Cohalan	Gray F J	McGuire	Scovill	Wilson
Colne	Green	Mead	Shanahan	Winters
Coon	Gregory	Merritt	Shuttleworth	Wood
Cowan	Gunderman	Miller	Smith J E	Yale
Cox	Hackett			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 742) entitled "An act to amend the Forest, Fish and Game Law, in relation to spearing fish in Lake Ontario" (Int. No. 661), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hapeman	Miller	Smith Myron
Allen F E	Crosley	Harawitz	Moreland	Sprenger
Allen J G	DeGroot	Harte	Murphy	Stanley
Averill	Donohue	Hartman	Nevins	Steele
Baldwin	Dowling	Hastings	Nolan	Steffens
Becker	Draper	Hoffman	Oglesby	Story
Beebe	Eagleton	Hooper	Oliver	Thompson
Bernstein	Evans	Hubbs	O'Neill	Tompkins
Bird	Farnan	Kavanagh	Palmer G M	Volk
Fisland	Feth	Keyes	Palmer S J	Waddell
Bohan	Filley	Knapp	Phillips	Wade
Boshart	Fish	Lansing	Pratt	Wainwright
Brady	Foelker	LaFetra	Prentice	Weber
Burnett	Fowler	Lee A E	Quinn	Wedemeyer
Burns	Fritz	Lee W I	Rock	Wemple
Burzynski	Gates	Lewis	Rogers	West
Carnochan	Grattan	Long	Santee	Whitley
Carrier	Gray A B	Lupton	Schmitt	Whitney G H
Caughlan	Gray F J	Lynch	Schoeneck	Williams
Chamberlain	Gregory	Maher	Schwegler	Wilson
Charles	Gunderman	Maier	Scovill	Winters
Cohalan	Gurnett	Matthews	Shanahan	Wood
Colne	Hackett	McGuire	Shuttleworth	Yale
Coon	Hammond	Mead	Smith A E	Young
Cowan	Hamn	Merritt	Smith M F	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1166) entitled "An act to amend the Lien Law, relative to liens on animals for labor done and materials furnished" (Int. No. 384), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

AYES 48  
NOES 38

Those who voted in the affirmative were:

Allen F E	Foelker	Maher	Palmer S J	Smith A E
Allen J G	Foster	Maier	Patton	Smith M F
Brennan	Fowler	McGuire	Phillips	Smith Myron
Burnett	Francis	Mead	Pratt	Surpless
Chamberlain	Grattan	Moreland	Quinn	Thompson
Cox	Green	Murphy	Rock	Waddell
Dressing	Hapeman	Nevins	Rogers	Weber
Evans	Hooper	Norton	Schoeneck	Williams
Farnan	Lansing	Oliver	Shuttleworth	Young
Filley	Lee W I	O'Neill		

Those who voted in the negative were:

Bernstein	Eckmann	Hartman	Oglesby	Sprenger
Bohan	Feth	LaFetra	Palmer G M	Wade
Campbell	Fritz	Lee A E	Prentice	Wainwright
Carnochan	Gray A B	Long	Salomon	Wells
Cohalan	Gregory	Merritt	Santee	Wemple
DeGroot	Hackett	Miller	Schmitt	Whitley
Draper	Harawitz	Mills	Schwegler	Winters
Eagleton	Harte	Nolan		

Mr. Cox moved to reconsider the vote by which said bill was lost, and that said motion lie on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

The bill (No. 1167) entitled "An act to amend the Labor Law, relative to labor in tenements" (Int. No. 194), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125  
NOES 00

Those who voted in the affirmative were:

Agnew	Colne	Gunderman	Mills	Smith Myron
Allen F E	Cowan	Hackett	Moreland	Sprenger
Allen J G	Cox	Hammond	Murphy	Stanley
Apgar	Crosley	Hamm	Nevins	Steele
Averill	Cunningham	Hapeman	Nolan	Steffens
Baldwin	Donohue	Harawitz	Norton	Story
Bass	Dowling	Hartman	Oglesby	Surpless
Becker	Dressing	Hooker	O'Neill	Thompson



Bedell	Eagleton	Hooper	Palmer G M	Volk
Beebe	Evans	Hubbs	Palmer S J	Waddell
Bernstein	Farnan	Kavanagh	Pratt	Wade
Bird	Feth	Keyes	Prentice	Wainwright
Bisland	Filley	Knapp	Quinn	Weber
Bohan	Fish	Krulewitch	Reilly	Wedemeyer
Boshart	Foster	Lansing	Rogers	Wells
Brady	Fowler	LaFetra	Salomon	Wemple
Brennan	Francis	Lee A E	Sammon	Whitley
Burnett	Fritz	Lee W I	Santee	Whitney F G
Burns	Gates	Lupton	Schoeneck	Whitney G H
Burzynski	Grady	Maher	Schwegler	Williams
Carnochan	Grattan	Maier	Scovill	Wilson
Carrier	Gray A B	Matthews	Shanahan	Winters
Caughlan	Gray F J	McGuire	Shuttleworth	Wood
Chamberlain	Green	Mead	Smith A E	Yale
Charles	Gregory	Miller	Smith J E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1168) entitled "An act to authorize the board of estimate and apportionment of the city of New York, to change the location of the railroad tracks of the Coney Island and Brooklyn Railroad Company in Coney Island avenue, borough of Brooklyn, from the side of the street to the center thereof" (Int. No. 62), having been announced for a third reading,

Mr. W. I. Lee moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

On page 2, line 5, by adding after the word "changed" the following: "the cost of which said change of tracks shall be borne by the said company,".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Burnett, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 986) entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for trout in the waters of Fall Brook creek in Cayuga county" (Int. No. 825), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present

AYES 126  
NOES 00

Those who voted in the affirmative were:

Agnew	DeGroot	Harawitz	Miller	Smith M F
Allen J G	Dowling	Harte	Mills	Smith Myron
Averill	Draper	Hartman	Moreland	Sprenger
Baldwin	Eagleton	Hastings	Murphy	Steele
Bass	Eckmann	Hoffman	Nevins	Steffens
Beebe	Farnan	Hooker	Nolan	Story
Bernstein	Feth	Hooper	Oglesby	Surplless
Bird	Filley	Hubbs	Oliver	Thompson
Bisland	Foelker	Kavanagh	O'Neill	Tompkins
Bohan	Foster	Keyes	Palmer G M	Volk
Boshart	Fowler	Knapp	Palmer S J	Wade
Brady	Francis	Krulewitch	Patton	Wainwright
Brennan	Fritz	Lansing	Phillips	Weber
Burnett	Gates	LaFetra	Prentice	Wedemeyer
Burns	Grattan	Lee A E	Quinn	Wemple
Carnochoan	Gray A B	Lee W I	Rock	West
Carrier	Gray F J	Lewis	Rogers	Whitley
Chamberlain	Green	Long	Salomon	Whitney F G
Charles	Gregory	Lupton	Santee	Whitney G H
Cohalan	Gunderman	Lynch	Schmitt	Williams
Colne	Gurnett	Maher	Schwegler	Wilson
Coon	Hackett	Maier	Scovill	Winters
Cowan	Hammond	Matthews	Shanahan	Wood
Cox	Hamm	Mead	Smith A E	Yale
Crosley	Hapeman	Merritt	Smith J E	Young
Cunningham				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 503) entitled "An act to amend the Forest, Fish and Game Law, in relation to the sale of trout" (Int. No. 473), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hapeman	Miller	Shanahan
Allen F E	Cox	Harawitz	Mills	Shuttleworth
Allen J G	Cunningham	Harte	Moreland	Smith A E
Apgar	DeGroot	Hartman	Murphy	Smith J E
Averill	Donohue	Harvey	Nevins	Smith Myron
Baldwin	Dowling	Hastings	Norton	Sprenger
Bass	Draper	Hoffman	Oglesby	Stanley
Becker	Eckmann	Hooker	Oliver	Steffens
Beebe	Evans	Hooper	O'Neill	Story
Bernstein	Farnan	Hubbs	Palmer G M	Surpless
Bird	Filley	Kavanagh	Palmer S J	Volk
Bohan	Foelker	Keyes	Patton	Waddell
Boshart	Foster	Knapp	Phillips	Wade
Brady	Fowler	Krulewitch	Pratt	Wainwright
Brennan	Francis	Lansing	Prentice	Weber
Burnett	Gates	Lee A E	Quinn	Wedemeyer
Burzynski	Grady	Lee W I	Reilly	Wells
Campbell	Grattan	Lewis	Rock	Wemple
Carnochan	Gray A B	Lupton	Rogers	Whitley
Carrier	Gray F J	Lynch	Salomon	Whitney F G
Caughlan	Green	Maher	Sammon	Whitney G H
Chamberlain	Gregory	Maier	Santee	Wilson
Charles	Gunderman	Matthews	Schmitt	Winters
Cohalan	Gurnett	Mead	Schoeneck	Yale
Colne	Hackett	Merritt	Seovill	Young
Coon	Hamn			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 518) entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season on hares and rabbits" (Int. No. 488), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hapeman	Miller	Smith A E
Allen F E	Cox	Harawitz	Mills	Smith J E
Allen J G	Cunningham	Hartman	Moreland	Smith Myron
Apgar	DeGroot	Hastings	Murphy	Sprenger
Averill	Donohue	Hoffman	Nevins	Stanley
Baldwin	Dowling	Hooker	Nolan	Steffens
Bass	Draper	Hooper	Norton	Story
Bedell	Dressing	Hubbs	Oglesby	Surpless



Becker	Eagleton	Kavanagh	Oliver	Thompson
Beebe	Farnan	Keyes	O'Neill	Tompkins
Bernstein	Feth	Knapp	Palmer G M	Volk
Bisland	Filley	Krulewitch	Palmer S J	Waddell
Bohan	Fish	Lansing	Patton	Wainwright
Boshart	Foelker	LaFetra	Pratt	Weber
Brady	Foster	Lee A E	Prentice	Wedemeyer
Brennan	Francis	Lee W I	Quinn	Wells
Burnett	Gates	Lewis	Reilly	Wemple
Burns	Grattan	Lupton	Rock	Whitley
Burzynski	Gray A B	Maher	Rogers	Whitney F G
Carnochan	Gray F J	Maier	Salomon	Whitney G H
Carrier	Green	Matthews	Sammon	Winters
Chamberlain	Gunderman	McGuire	Santee	Wood
Charles	Hackett	Mead	Schoeneck	Yale
Colne	Hammond	Merritt	Shanahan	Young
Coon	Hamm			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 556) entitled "An act to amend the Real Property Law, in relation to acknowledgments in certain places not within the United States" (Int. No. 519), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Agnew	DeGroot	Harte	Nevins	Stanley
Allen J G	Donohue	Hartman	Nolan	Steele
Averill	Dowling	Hastings	Oglesby	Steffens
Bass	Draper	Hoffman	O'Neill	Story
Becker	Eagleton	Hooker	Palmer G M	Surplus
Beebe	Eckmann	Hooper	Palmer S J	Thompson
Bernstein	Evans	Hubbs	Patton	Tompkins
Bird	Farnan	Kavanagh	Phillips	Volk
Bisland	Feth	Keyes	Pratt	Waddell
Bohan	Filley	Knapp	Prentice	Wade
Boshart	Foelker	Krulewitch	Quinn	Wainwright
Brennan	Foster	Lansing	Rock	Weber
Burnett	Francis	LaFetra	Rogers	Wedemeyer
Burns	Gates	Lee A E	Salomon	Wells
Burzynski	Grattan	Lee W I	Santee	Wemple
Carnochan	Gray A B	Lewis	Schmitt	West
Carrier	Gray F J	Long	Schoeneck	Whitley
Caughlan	Green	Lupton	Schwegler	Whitney F G
Chamberlain	Gregory	Lynch	Scovill	Whitney G H

Charles	Gunderman	Matthews	Shanahan	Williams
Cohalan	Gurnett	Mead	Shuttleworth	Wilson
Colne	Hackett	Merritt	Sraith J E	Winters
Coon	Hammond	Miller	Smith M F	Wood
Cowan	Hamn	Mills	Smith Myron	Yale
Cox	Hapeman	Moreland	Sprengr	Young
Crosley	Harawitz	Murphy		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 503) entitled "An act to amend chapter two hundred and fifteen of the Laws of eighteen hundred and twenty, and to revise and consolidate the several acts relative to, and to change the name of the corporation heretofore known as the Trustees of the Theological Seminary of Auburn in the State of New York" (Rec. No. 76), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123

NOES 00

Those who voted in the affirmative were:

Agnew	Coon	Hamn	Moreland	Smith J E
Allen F E	Cowan	Harawitz	Murphy	Smith Myron
Allen J G	Cox	Harte	Norton	Sprengr
Apgar	Crosley	Hartman	Oglesby	Stanley
Averill	DeGroot	Harvey	Oliver	Steele
Baldwin	Donohue	Hastings	O'Neill	Story
Bass	Draper	Hoffman	Palmer G M	Surpless
Becker	Eagleton	Hooker	Palmer S J	Thompson
Beebe	Eckmann	Hubbs	Patton	Volk
Bernstein	Evans	Keyes	Phillips	Waddell
Bird	Filley	Knapp	Pratt	Wade
Bisland	Fish	Krulewitch	Prentice	Weber
Bohan	Foelker	Lansing	Quinn	Wedemeyer
Boshart	Foster	LaFetra	Reilly	Wells
Brady	Fowler	Lee A E	Rock	Wemple
Brennan	Gates	Lee W I	Rogers	West
Burnett	Grady	Lupton	Salomon	Whitley
Burns	Grattan	Lynch	Sammon	Whitney F G
Burzynski	Gray A B	Maher	Schmitt	Whitney G H
Carnochan	Gray F J	Maier	Schoeneck	Wilson
Carrier	Green	Matthews	Scovill	Winters
Caughlan	Gregory	McGuire	Shanahan	Wood
Charles	Gurnett	Mead	Shuttleworth	Yale
Cohalan	Hackett	Merritt	Smith A E	Young
Colne	Hammond	Mills		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 380) entitled "An act to amend chapter one hundred and twenty-nine of the Laws of nineteen hundred and five, entitled 'An act to amend chapter two hundred and twenty of the Laws of eighteen hundred and sixty-six, entitled "An act to amend the charter of the village of Saratoga Springs, and the several acts amendatory thereof" and to terminate the terms of office of the present fire commissioners of said village, and to concentrate the functions heretofore exercised by said fire commissioners, in a single commissioner and to define his powers, duties and liabilities'" (Rec. No. 67), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Allen F E	Crosley	Hammond	Merritt	Shuttleworth
Allen J G	Cunningham	Hamn	Miller	Smith A E
Averill	DeGroot	Hapeman	Mills	Smith J E
Baldwin	Donohue	Harawitz	Moreland	Smith Myron
Bass	Dowling	Hartman	Murphy	Sprenger
Bedell	Draper	Hastings	Nevins	Steele
Beebe	Dressing	Hoffman	Nolan	Steffens
Bernstein	Eagleton	Hooker	Norton	Story
Bird	Evans	Hooper	Oglesby	Surpless
Bisland	Farnan	Hubbs	Oliver	Thompson
Bohan	Feth	Kavanagh	O'Neill	Tompkins
Boshart	Filley	Keyes	Palmer G M	Volk
Brady	Fish	Knapp	Palmer S J	Waddell
Burnett	Foelker	Krulewitch	Phillips	Wainwright
Burns	Foster	Lansing	Pratt	Weber
Burzynski	Fowler	LaFetra	Prentice	Wedemeyer
Carnochan	Fritz	Lee A E	Quinn	Wells
Carrier	Gates	Lee W I	Reilly	West
Caughlan	Grady	Lewis	Rock	Whitley
Chamberlain	Grattan	Lupton	Salomon	Whitney G H
Charles	Gray A B	Maher	Sammon	Wilson
Colne	Gray F J	Maier	Santee	Winters
Coon	Green	Matthews	Schoeneck	Wood
Cowan	Gregory	McGuire	Scovill	Yale
Cox	Hackett	Mead	Shanahan	Young



Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 180) entitled "An act to prevent the location, construction, maintenance and operation of a street surface railroad or railroad of any kind in or upon Beach lane at Westhampton beach, in the town of Southampton, in Suffolk county" (Rec. No. 16), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126

NOES 00

Those who voted in the affirmative were:

Agnew	Donohue	Harte	Moreland	Smith Myron
Allen F E	Draper	Hartman	Murphy	Sprenger
Allen J G	Eagleton	Hastings	Nevins	Stanley
Baldwin	Evans	Hoffman	Nolan	Steele
Bass	Farnan	Hooker	Oglesby	Steffens
Becker	Feth	Hooper	Oliver	Story
Beebe	Filley	Hubbs	O'Neill	Surpless
Bird	Fish	Kavanagh	Palmer G M	Volk
Bisland	Foelker	Keyes	Palmer S J	Waddell
Bohan	Foster	Knapp	Patton	Wade
Boshart	Fowler	Krulewitch	Phillips	Wainwright
Brady	Francis	Lansing	Pratt	Weber
Brennan	Fritz	LaFetra	Prentice	Wedemeyer
Burns	Gates	Lee A E	Quinn	Wells
Burzynski	Grattan	Lee W I	Rock	Wemple
Carnochan	Gray A B	Long	Rogers	West
Carrier	Green	Lupton	Salomon	Whitley
Chamberlain	Gregory	Lynch	Santee	Whitney F G
Charles	Gunderman	Maher	Schmitt	Whitney G H
Cohalan	Gurnett	Maier	Schwegler	Williams
Colne	Hackett	McGuire	Scovill	Wilson
Coon	Hammond	Mead	Shanahan	Winters
Cowan	Hamn	Merritt	Smith A E	Wood
Crosley	Hapeman	Miller	Smith J E	Yale
Cunningham	Harawitz	Mills	Smith M F	Young
DeGroot				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 439) entitled "An act to legalize the action of a meeting of the village of Rouses Point in adopting a resolution relating to the organization of a public free library and authorizing the library trustees of said village to accept the conditions of a certain will" (Rec. No. 71), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127

NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hammond	Miller	Smith J E
Allen F E	DeGroot	Hamn	Mills	Smith M F
Allen J G	Donohue	Hapeman	Moreland	Smith Myron
Apgar	Dowling	Harawitz	Murphy	Stanley
Averill	Draper	Harte	Nevins	Steele
Baldwin	Eagleton	Hastings	Oglesby	Steffens
Bass	Eckmann	Hoffman	Oliver	Story
Becker	Evans	Hooker	Palmer G M	Surpluss
Peebe	Farnan	Hubbs	Palmer S J	Thompson
Bird	Feth	Kavanagh	Patton	Waddell
Bohan	Filley	Keyes	Phillips	Wade
Brady	Fish	Knapp	Pratt	Wainwright
Brenn an	Foelker	Krulewitch	Prentice	Weber
Burnett	Foster	Lee A E	Quinn	Wedemeyer
Burns	Fowler	Lee W I	Rock	Wells
Burzynski	Francis	Lewis	Rogers	Wemple
Carnochan	Fritz	Long	Salomon	West
Carrier	Gates	Lupton	Santee	Whitley
Caughlan	Grattan	Lynch	Schmitt	Whitney F G
Chamberlain	Gray A B	Maher	Schoeneck	Whitney G H
Charles	Gray F J	Maier	Schwegler	Williams
Cohalan	Green	Matthews	Scovill	Wilson
Coon	Gregory	McGuire	Shanahan	Wood
Cowan	Gunderman	Mead	Shuttleworth	Yale
Cox	Gurnett	Merritt	Smith A E	Young
Crosley	Hackett			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 383) entitled "An act to amend the Code of Civil Procedure, relative to the length of time to publish notice" (Rec. No. 64), having been announced for a third reading,

On motion of Mr. Cox, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

Mr. Mead offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 376, Int. No. 38), entitled "An act to amend chapter three hundred and seventy-seven of the Laws of eighteen hundred and seventy, entitled 'An act supplementary to "An act in relation to a public park in the city of Albany,"' and acts amendatory thereof, in relation to a sinking fund," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 376, Int. No. 38) entitled "An act to amend chapter three hundred and seventy-seven of the Laws of eighteen hundred and seventy, entitled 'An act supplementary to "An act in relation to a public park in the city of Albany,"' and acts amendatory thereof, in relation to a sinking fund," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

Mr. Wemple gives notice that on March 13, 1906, he will call up Assembly bill (No. 998, Int. No. 837) entitled "An act in relation to official papers and printing in cities of the second class," the same having been laid aside on the order of third reading.

On motion of Mr. Moreland, the House adjourned.



## TUESDAY, MARCH 13, 1906.

The House met pursuant to adjournment.

Prayer by Rev. Chas. W. Heisler.

On motion of Mr. Moreland, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act amending the County Law, in relation to the registration of dogs" (No. 599, Rec. No. 116), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Forest, Fish and Game Law, relating to fishing through the ice" (No. 604, Rec. No. 117), which was read the first time and referred to the committee on fisheries and game.

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the owners of certain lands in township number five, Brown's Tract, Herkimer county, against the State for damages alleged to have been sustained by them, and to render judgment therefor" (No. 468, Rec. No. 118), which was read the first time and referred to the committee on claims.

"An act to amend chapter seven hundred and five of the Laws of nineteen hundred and one, entitled 'An act to make the office of sheriff of the county of Kings a salaried office and regulating the management of said office,' by authorizing the appointment of additional deputy sheriffs, additional assistant deputy sheriffs and subordinates, and providing for their compensation" (No. 303, Rec. No. 119), which was read the first time and referred to the committee on internal affairs.

"An act to amend chapter ten of the Laws of nineteen hundred and two, entitled 'An act to provide for the holding of town meetings and elections in counties of the State having a certain population'" (No. 483, Rec. No. 120), which was read the first time and referred to the committee on internal affairs.

"An act to equalize the salaries of the court officers and mes-

sengers of the Kings county surrogate's court with the court attendants of the county court of Kings county " (No. 545, Rec. No. 121), which was read the first time and referred to the committee on affairs of cities.

"An act to provide for the payment of the claim of Robert E. Jones for furnishing work, labor and services and materials in the repair of the fire alarm system in the Fifth ward of the borough of Queens in the city of New York " (No. 199, Rec. No. 122), which was read the first time and referred to the committee on affairs of cities.

"An act to repeal chapter three hundred and sixty-six of the Laws of eighteen hundred and eighty-nine, entitled 'An act to incorporate the Buffalo and Niagara Power and Drainage Company ' " (No. 145, Rec. No. 123), which was read the first time and referred to the committee on the judiciary.

"An act to repeal chapter five hundred and sixty-one of the Laws of eighteen hundred and eighty-eight, entitled 'An act to incorporate the Lewiston Water Supply Company in Niagara county, New York ' " (No. 144, Rec. No. 124), which was read the first time and referred to the committee on the judiciary.

"An act to repeal chapter six hundred and seventeen of the Laws of eighteen hundred and seventy-four, entitled 'An act to incorporate the Lewiston Water Works Company ' " (No. 143, Rec. No. 125), which was read the first time and referred to the committee on the judiciary.

"An act to repeal chapter one hundred and six of the Laws of eighteen hundred and eighty-six, entitled 'An act to incorporate the Lockport Water Supply Company ' " (No. 142, Rec. No. 126), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Forest, Fish and Game Law, in relation to the close season for trout in Wyoming county " (No. 513, Rec. No. 127), which was read the first time and referred to the committee on fisheries and game.

"An act authorizing the board of supervisors of Wyoming county to appropriate moneys to provide quarters for Grand

Army posts" (No. 552, Rec. No. 128), which was read the first time and referred to the committee on internal affairs.

"An act to establish and maintain a water department in and for the city of Corning" (No. 551, Rec. No. 129), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter one hundred and forty-two of the Laws of nineteen hundred and five, entitled 'An act to revise the charter of the city of Corning' generally" (No. 579, Rec. No. 130), which was read the first time and referred to the committee on affairs of cities.

"An act to revise the charter of the city of Auburn" (No. 653, Rec. No. 131), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section nineteen of chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-eight, entitled 'An act for the government of cities of the second class,' relative to the vote required to pass an ordinance for the appropriation of money" (No. 676, Rec. No. 132), which was read the first time and referred to the committee on affairs of cities.

Mr. Bedell introduced a bill entitled "An act authorizing the Superintendent of Public Works to improve and change the channel of the Wallkill river on the boundary line between the towns of Goshen and Wawayanda in the county of Orange, New York, and making an appropriation therefor" (Int. No. 1127), which was read the first time and referred to the committee on ways and means.

Mr. Bernstein introduced a bill entitled "An act to permit the exemption from local taxation of buildings and other real estate improvements to an amount not exceeding three thousand dollars" (Int. No. 1128), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to provide for a commission to inquire into charges of jury bribing and jury-fixing by attorneys and employees of railroad companies and court officials in the courts



of the city and county of New York, and the expediency of enacting or revising laws in relation thereto, and making an appropriation therefor" (Int. No. 1129), which was read the first time and referred to the committee on ways and means.

Also, "An act to provide for a commission to inquire into the condition of the ice crop, the sources of its supply, the methods of distribution and sale of ice by persons or corporations within the State, and the expediency of enacting or revising laws in relation thereto, and making an appropriation therefor" (Int. No. 1130), which was read the first time and referred to the committee on ways and means.

Mr. Bird (by request) introduced a bill entitled "An act making an appropriation for a corporation to be formed for the purpose of furnishing a home for war veterans, their wives and widows, under the corporate name and style of War Veterans' and Widows' Home Association" (Int. No. 1131), which was read the first time and referred to the committee on ways and means.

Mr. Donohue introduced a bill entitled "An act to amend section three hundred and eighty-four-g of the Penal Code" (Int. No. 1132), which was read the first time and referred to the committee on codes.

Mr. Eagleton introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to sections two and six of article three of the Constitution, in relation to lengthening the term of office of members of Assembly, and compensation of members of the Legislature" (Int. No. 1133), which was read the first time and referred to the committee on the judiciary.

Mr. Francis introduced a bill entitled "An act to amend the Greater New York charter, in relation to who may share in the relief fund of the fire department" (Int. No. 1134), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter six hundred and sixty-five of the Laws of eighteen hundred and ninety-seven, entitled 'An act to lay out and establish and construct a public drive and park-

way in the city of New York as an extension of Riverside drive to the boulevard LaFayette,' relative to assessments of damages" (Int. No. 1135), which was read the first time and referred to the committee on affairs of cities.

Mr. F. J. Gray introduced a bill entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg" and the acts amending the same,' generally" (Int. No. 1136), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter four hundred and fifty-four of the Laws of eighteen hundred and ninety-three, entitled 'An act to provide for the election of school commissioners of the city of Ogdensburg, and their term of office,' in relation to school commissioners and elections" (Int. No. 1137), which was read the first time and referred to the committee on affairs of cities.

Mr. Lansing introduced a bill entitled "An act to amend chapter three hundred and fifty-nine of the Laws of eighteen hundred and ninety-seven, entitled 'An act to incorporate the city of Rensselaer,' in relation to official bonds" (Int. No. 1138), which was read the first time and referred to the committee on affairs of cities.

Mr. Mills introduced a bill entitled "An act to amend section twenty-one of chapter five hundred and ninety-three of the Laws of nineteen hundred and five, entitled 'An act to revise the charter of the city of Johnstown,' relative to salary of superintendent of water works" (Int. No. 1139), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend sections twenty-eight and seventy-five of chapter two hundred and seventy-five of the Laws of eighteen hundred and ninety-nine, entitled 'An act to revise the charter of the city of Gloversville,' in relation to the salary and duties of assessors" (Int. No. 1140), which was read the first time and referred to the committee on affairs of cities.

Mr. O'Neill introduced a bill entitled "An act to amend the

Greater New York charter relative to the cognizance and control of the sweeping and cleaning of the streets of the borough of Brooklyn" (Int. No. 1141), which was read the first time and referred to the committee on affairs of cities.

Mr. M. F. Smith introduced a bill entitled "An act to amend the Labor Law, relative to hours of labor" (Int. No. 1142), which was read the first time and referred to the committee on labor and industries.

Mr. Myron Smith introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to fishing through the ice in the town of Clinton, Dutchess county" (Int. No. 1143), which was read the first time and referred to the committee on fisheries and game.

Mr. Volk introduced a bill entitled "An act to amend the County Law, in relation to the printing and distribution of the proceedings of the board of supervisors" (Int. No. 1144), which was read the first time and referred to the committee on internal affairs.

Mr. Wedemeyer introduced a bill entitled "An act to authorize the Comptroller of the State of New York to hear and determine the application of Arthur Dreyer, for the cancellation of a tax sale made by the said Comptroller in the year eighteen hundred and ninety-five against lot number twenty on map of property on the north shore of Staten Island belonging to John C. Thompson, situated in the former town of Northfield, now the Third ward of the borough of Richmond, county of Richmond and State of New York" (Int. No. 1145), which was read the first time and referred to the committee on ways and means.

Mr. Filley introduced a bill entitled "An act to amend chapter three hundred and twenty-two of the Laws of eighteen hundred and ninety-eight which amended chapter three hundred and ninety-eight of the Laws of eighteen hundred and seventy-six which was an act, entitled 'An act to provide for the election and compensation of coroners in the county of Rensselaer'" (Int. No. 1148), which was read the first time and referred to the committee on internal affairs.



Mr. Brennan introduced a bill entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the municipal court of the city of New York, its officers and marshals,' in relation to days for trial of certain actions" (Int. No. 1149), which was read the first time and referred to the committee on affairs of cities.

Mr. Harte introduced a bill entitled "An act in relation to fares on certain street railroads in the city of New York" (Int. No. 1150), which was read the first time and referred to the committee on railroads.

Mr. W. I. Lee introduced a bill entitled "An act to provide for the erection of a monument in commemoration of the soldiers of the Fourteenth Regiment New York State Militia, (Eighty-fourth Regiment New York State Volunteers Infantry), which retained its formation and designation in the then New York State Militia, and is now known as the Fourteenth Regiment New York State National Guard, who were engaged in the battles of First Bull Run, State of Virginia, July twenty-first, eighteen hundred and sixty-one; Gainesville, State of Virginia, August twenty-eighth, eighteen hundred and sixty-two; Groveton, State of Virginia, August twenty-ninth, eighteen hundred and sixty-two, and Second Bull Run, State of Virginia, August thirtieth, eighteen hundred and sixty-two, and making an appropriation therefor" (Int. No. 1151), which was read the first time and referred to the committee on ways and means.

Mr. Hooker introduced a bill entitled "An act to legalize the official acts of the assessors, supervisor, town board, and collector, of the town of Bethany, in the county of Genesee, and of the board of supervisors of the county of Genesee, in relation to taxes during the years nineteen hundred and five and nineteen hundred and six, and to authorize the expenditure of a portion of said taxes for certain purposes" (Int. No. 1152), which was read the first time and referred to the committee on internal affairs.

Also, "An act to allow a vote to be taken by the qualified electors of the town of Bethany, in the county of Genesee, at the general election in the year nineteen hundred and six, authorizing

an additional tax for highway purposes" (Int. No. 1153), which was read the first time and referred to the committee on internal affairs.

Also, "An act to amend the Town Law, relative to time of filing oath and undertaking by justices of the peace" (Int. No. 1154), which was read the first time and referred to the committee on internal affairs.

Mr. Gates introduced a bill entitled "An act to amend chapter one hundred and ninety-four of the Laws of eighteen hundred and seventy-three, entitled 'An act to continue in force and amend chapter one hundred and thirty-eight of the Laws of eighteen hundred and fifty-two, entitled "An act to incorporate the firemen of the city of Utica as a benevolent association,"' as amended by chapter one hundred and eight of the Laws of eighteen hundred and seventy-eight" (Int. No. 1155), which was read the first time and referred to the committee on charitable and religious societies.

Mr. O'Neill introduced a bill entitled "An act to amend the Tax Law in relation to taxable transfers" (Int. No. 1156), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Gates introduced a bill entitled "An act continuing the office of commissioner of jurors in certain counties and regulating and prescribing their appointment, duties and compensation" (Int. No. 1157), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Code of Civil Procedure, relative to qualification of jurors" (Int. No. 1158), which was read the first time and referred to the committee on codes.

By unanimous consent Mr. Fowler introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Albert Snyder against the State of New York, for damages alleged to have been sustained by him in the construction of a State road in the town of Saugerties, Ulster county, New York" (Int. No. 1161), which was read the first time and referred to the committee on claims.

Also, "An act to amend the Code of Civil Procedure, relative to mileage of jurors in Oneida county" (Int. No. 1159), which was read the first time and referred to the committee on codes.

By unanimous consent, Mr. Keyes introduced a bill entitled "An act to amend chapter one hundred and eight of the Laws of eighteen hundred and ninety-one, entitled 'An act to make the office of sheriff of Erie county a salaried office in part and regulating the management of said office,' as amended by chapter one hundred and four of the Laws of eighteen hundred and ninety-six" (Int. No. 1160), which was read the first time and referred to the committee on internal affairs.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Burns (No. 1316, Int. No. 668), entitled "An act compelling steamboat corporations and railroad corporations to provide transfer facilities for passengers."

Also, the bill introduced by Mr. Moreland (No. 1154, Int. No. 956), entitled "An act making appropriations for repairs, renewals and betterments for the several State prisons, the Eastern New York Reformatory, the Matteawan State Hospital for Insane Criminals and the Dannemora State Hospital for Insane Convicts, and reappropriating certain moneys therefor."

Also, Assembly bill introduced by Mr. Moreland (No. 363, Int. No. 345), entitled "An act to provide for the payment of the balance due newspapers for the publication of concurrent resolutions of the Legislature of nineteen hundred and five, proposing amendments to the Constitution of this State, and for deficiency in appropriation for the publication of other official notices required to be published as provided by law, which are subject to contract."

Also, the bill introduced by Mr. F. E. Allen (No. 403, Int. No. 379), entitled "An act to amend the Labor Law, relative to deputy factory inspectors."

Also, Assembly bill introduced by Mr. Mead (No. 626, Int. No. 576), entitled "An act to amend the Forest, Fish and Game Law, in relation to the office and clerical force."

Also, Assembly bill introduced by Mr. Hapeman (No. 645, Int.



No. 591), entitled "An act to amend the Military Code, relative to miscellaneous provisions."

Also, Assembly bill introduced by Mr. Moreland (No. 1153, Int. No. 955), entitled "An act making an appropriation for heating, lighting and plumbing the warden's residence at the Eastern New York Reformatory."

Also, bill introduced by committee on finance (Senate bill No. 577, Assembly reprint No. 1323, Rec. No. 98), entitled "An act making an appropriation for expenses of the Senate and Assembly."

Reported the same without recommendations, which report was agreed to and said bills ordered engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Moreland (No. 1172, Int. No. 735), entitled "An act to establish the Hudson-Fulton Celebration Commission, and to prescribe the powers and duties thereof and making an appropriation therefor," reported the same with the following recommendations:

Page 2, line 22, insert "James H. Kennedy" after "Hugh Kelly".

Page 3, line 4, strike out "Jacob W. Miller", and in line five insert "Jacob W. Miller", after "Ludwig Missen".

Line 16, strike out "Senner" and insert "Sonner".

Page 4, line 1, strike out "Henry A. Wetmore".

Page 5, line 22, insert "James H. Kennedy" after "William Jay".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. G. H. Whitney (No. 1330, Int. No. 624), entitled "An act to amend section two hundred and forty-a of the Tax Law in relation to reports of the State Comptroller and the payment to the State Treasurer of taxes on taxable transfers," reported the same with the following recommendations:

Amend title by striking out "section two hundred and forty-a of". Page 1, line 1, after word "law", insert "as added by chapter one hundred and seventy-three of the laws of nineteen

hundred and one and amended". Line 2, strike out "as re-enacted". Line 3, after word "hereby" insert "further".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Gunderman (No. 903, Int. No. 767), entitled "An act to provide for the administration of the New York State College of Agriculture at Cornell University, established by chapter six hundred and fifty-five of the Laws of nineteen hundred and four," reported the same with the following recommendations:

Amend title by striking out "comma" after word "university" and insert "period" instead. Also by striking out "established by chapter six hundred and fifty-five of the laws of nineteen hundred and four".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Wainwright (No. 1212, Int. No. 935), entitled "An act to amend the Banking Law so as to require trust companies to keep a lawful money reserve," reported the same with the following recommendations:

Page 1, line 1, strike out "The banking law being", and capitalize "C" of word "chapter".

Line 3, insert quotation marks and comma after word "corporation".

Line 4, strike out quotation marks after word "laws".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. West, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to enlarge and further the objects and purposes of the Henry Bergh Humane Society, a corporation organized under the Laws of the State of New York on the eighteenth day of October, nineteen hundred and four." (No. 14, Int. No. 14.)

"An act to amend the Code of Civil Procedure relating to the limitation of actions for alienation of husband's or wife's affections." (No. 1067, Int. No. 889.)

"An act to amend chapter twenty-seven of the Laws of eighteen hundred and seventy-five, entitled 'An act to designate the holidays to be observed in the acceptance and payment of bills of exchange, bank checks and promissory notes,' designating Columbus' Day as a public holiday." (No. 1048, Int. No. 870.)

"An act to amend the Code of Civil Procedure, in relation to the appointment and compensation of a stenographer for the surrogate's court of Sullivan county." (No. 1055, Int. No. 877.)

"An act to amend the Lien Law in reference to the foreclosure of lien." (No. 960, Int. No. 806.)

Mr. Oglesby offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 308, Int. No. 308) entitled "An act to increase the number of justices of the supreme court in the second judicial district."

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

Said bill having been announced,

Mr. Oglesby moved to amend as follows:

Strike out lines 4, 5, 6 and 7 and insert in the place thereof:

"Section 2. Of said additional justices four shall be elected at the general election to be held in the year nineteen hundred and six, three shall be elected at the general election to be held in the year nineteen hundred and seven, and three shall be elected at the general election to be held in the year nineteen hundred and eight.

"Section 3. The term of office of each of the justices so elected shall be fourteen years from and including the first day of January next after his election. The justices herein provided for shall possess the qualifications and be subject to all of the provisions of the sixth article of the constitution of the state. Vacancies in office of the justices so elected shall be filled as provided in section four of the aforesaid article sixth of the constitution. Provided, however, that until the several offices hereby created shall be filled by election, no vacancy therein shall be deemed to exist.

In line 8, strike out "3" and insert "4".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.



On motion of Mr. Oglesby, said bill was ordered reprinted and recommitted to the committee on the judiciary.

Mr. Sprenger offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from the further consideration of the bill (No. 1068, Int. No. 890) entitled "An act to amend chapter seven hundred and four of the laws of nineteen hundred and one, being an act, entitled 'An act to make the office of the county clerk of the county of Kings a salaried office and regulating the management of said office'".

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

Said bill having been announced,

Mr. Sprenger moved to amend as follows:

Page 2, line 14, after the word "appoint" insert "a superintendent at a salary not to exceed three thousand dollars per annum".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Sprenger, said bill was ordered reprinted and recommitted to the committee on internal affairs.

The bill (No. 1203) entitled "An act to amend chapter two hundred and sixty-nine of the Laws of eighteen hundred and seventy-two, entitled 'An act authorizing the construction of a bridge across the Hudson river at the city of Albany, and incorporating the "Albany and Greenbush Bridge Company,"' relative to the sale of tickets" (Int. No. 663), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hammond	Mills	Smith M F
Allen J G	DeGroot	Hamn	Moreland	Sprenger
Apgar	Donohue	Hapeman	Murphy	Stanley
Averill	Dowling	Harawitz	Nevins	Steele
Baldwin	Draper	Hartman	Nolan	Steffens
Becker	Eagleton	Hastings	Oglesby	Surplless
Beebe	Eckmann	Hoffman	Oliver	Thompson
Bernstein	Evans	Hooker	O'Neill	Tompkins
Bisland	Farnan	Keyes	Palmer G M	Volk
Bohan	Feth	Knapp	Palmer S J	Waddell
Boshart	Filley	Krulewitch	Patton	Wade
Brady	Fish	Lansing	Pratt	Wainwright
Brennan	Foelker	LaFetra	Prentice	Weber
Burns	Foster	Lee A E	Quinn	Wedemeyer
Burzynski	Fowler	Lee W I	Rock	Wells
Carnochan	Francis	Lewis	Salomon	West
Carrier	Fritz	Long	Santee	Whitley
Caughlan	Gates	Lupton	Schmitt	Whitney F G
Chamberlain	Grattan	Lynch	Schoeneck	Whitney G H
Charles	Gray A B	Maher	Schwegler	Williams
Cohalan	Gray F J	Maier	Scovill	Wilson
Colne	Green	Matthews	Shanahan	Winters
Coon	Gregory	McGuire	Shuttleworth	Wood
Cowan	Gunderman	Mead	Smith A E	Yale
Cox	Gurnett	Merritt	Smith J E	Young
Crosley	Hackett	Miller		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1204) entitled "An act to amend the Labor Law, relative to bakeries and confectioneries" (Int. No. 191), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hamn	Merritt	Smith M F
Allen F E	Cox	Hapeman	Miller	Smith Myron
Allen J G	Crosley	Harawitz	Mills	Sprenger
Apgar	Cunningham	Harte	Moreland	Stanley
Averill	DeGroot	Hartman	Nevins	Steele

Baldwin	Donohue	Harvey	Norton	Steffens
Bass	Dowling	Hastings	Oglesby	Story
Becker	Draper	Hoffman	Oliver	Surpless
Bernstein	Eagleton	Hooker	O'Neill	Volk
Bird	Eckmann	Hooper	Palmer G M	Waddell
Bisland	Farnan	Kavanagh	Patton	Wade
Bohan	Fish	Keyes	Phillips	Wainwright
Boshart	Foelker	Knapp	Prentice	Weber
Brady	Foster	Krulewitch	Quinn	Wedemeyer
Brennan	Fowler	Lansing	Reilly	Wells
Burnett	Francis	LaFetra	Rock	Wemple
Burns	Gates	Lee A E	Rogers	West
Burzynski	Grady	Lee W I	Salomon	Whitley
Campbell	Grattan	Lewis	Sammon	Whitney F G
Carnochan	Gray A B	Lupton	Santee	Whitney G H
Carrier	Gray F J	Lynch	Schmitt	Williams
Chamberlain	Green	Maher	Schoeneck	Wilson
Charles	Gregory	Maier	Shanahan	Winters
Cohalan	Gurnett	Matthews	Shuttleworth	Wood
Colne	Hackett	McGuire	Smith A E	Young
Coon	Hammond	Mead	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1206) entitled "An act to amend the Code of Civil Procedure, in relation to Queens county" (Int. No. 510), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 115

NOES 12

Those who voted in the affirmative were:

Agnew	Cowan	Gunderman	Miller	Smith Myron
Allen F E	Cox	Hackett	Mills	Sprenger
Allen J G	Crosley	Hammond	Moreland	Stanley
Apgar	Cunningham	Hamn	Murphy	Steele
Averill	DeGroot	Hapeman	Nevins	Steffens
Baldwin	Donohue	Hartman	Norton	Surpless
Bass	Dowling	Hoffman	Oliver	Volk
Bedell	Draper	Hooker	O'Neill	Waddell
Beebe	Dressing	Hooper	Palmer S J	Wade
Bird	Evans	Hubbs	Patton	Wainwright
Bisland	Farnan	Kavanagh	Phillips	Weber
Boshart	Feth	Keyes	Pratt	Wedemeyer
Brady	Filley	Krulewitch	Prentice	Wells
Brennan	Fish	Lansing	Quinn	Wemple
Burnett	Foelker	Lee A E	Reilly	West



Burns	Foster	Lee W I	Rock	Whitley
Burzynski	Fowler	Lewis	Rogers	Whitney F G
Carrier	Francis	Lupton	Sammon	Whitney G H
Caughlan	Fritz	Maher	Santee	Wilson
Chamberlain	Grady	Maier	Schoeneck	Winters
Charles	Gray A B	McGuire	Schwegler	Wood
Colne	Gray F J	Mead	Shuttleworth	Yale
Coon	Gregory	Merritt	Smith A E	Young

Those who voted in the negative were:

Bernstein	Eagleton	Oglesby	Salomon	Thompson
Carnochan	Harawitz	Palmer G M	Shanahan	Tompkins
Cohalan	LaFetra			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1207) entitled "An act to amend the Membership Corporations Law, in relation to the election of managers and trustees" (Int. No. 708), having been announced for a third reading,

On motion of Mr. Wells, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 1200) entitled "An act to amend the Labor Law relative to mines and quarries" (Int. No. 184), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hackett	Merritt	Smith M F
Allen F E	Cox	Hammond	Miller	Smith Myron
Allen J G	Crosley	Hamn	Mills	Sprenger
Apgar	Cunningham	Hapeman	Moreland	Stanley
Averill	DeGroot	Harawitz	Murphy	Stelle
Baldwin	Donohue	Harte	Nevins	Steffens
Bass	Dowling	Hartman	Nolan	Story
Becker	Draper	Hastings	Oglesby	Surpless
Beebe	Eagleton	Hoffman	Oliver	Thompson
Bernstein	Evans	Hooker	Palmer G M	Tompkins
Bird	Farnan	Hooper	Palmer S J	Volk

Bisland	Filley	Hubbs	Patton	Waddell
Bohar	Fish	Kavanagh	Phillips	Wade
Boshart	Foelker	Keyes	Pratt	Wainwright
Brady	Foster	Knapp	Prentice	Wedemeyer
Brennan	Fowler	Lansing	Quinn	Wells
Burnett	Francis	LaFetra	Rock	Wemple
Burns	Fritz	Lee A E	Rogers	West
Burzynski	Gates	Lee W I	Santee	Whitley
Carnochan	Grattan	Lewis	Schmitt	Whitney F G
Carrier	Gray A B	Long	Schoeneck	Winthey G H
Caughlan	Gray F J	Lupton	Schwegler	Williams
Chamberlain	Green	Lynch	Shanahan	Winters
Cohalan	Gregory	Matthews	Shuttleworth	Wood
Colne	Gunderman	McGuire	Smith A E	Yale
Coon	Gurnett	Mead	Smith J E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Gates offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the Senate bill (No. 676, Rec. No. 132) entitled "An act to amend section nineteen of chapter one hundred and eighty-two of the laws of eighteen hundred and ninety-eight, entitled 'An act for the government of cities of the second class,' relative to the vote required to pass an ordinance for the appropriation of money."

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

Said bill having been announced,

On motion of Mr. Gates, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Gates, said bill was referred to the committee on revision, to compare with the Assembly bill (No. 1260, Int. No. 836), same title and subject, now on the order of third reading, and report if the same are identical, and if found identical that said Senate bill be substituted for said Assembly bill.

The bill (No. 1260) entitled "An act to amend section nineteen of chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-eight, entitled 'An act for the government of cities of the second class,' relative to the vote required to pass an ordinance for the appropriation of money" (Int. No. 836), having been announced for a third reading,

On motion of Mr. Gates, said bill was recommitted to the committee on revision, retaining its place on the order of third reading.

The bill (No. 1205) entitled "An act to amend the Civil Service Law, relative to retiring veterans" (Int. No. 279), having been announced for a third reading,

On motion of Mr. Rock, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 1202) entitled "An act to amend chapter one hundred and thirty-six of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Cobleskill, Schoharie county,' relative to conferring on the board of trustees power and authority to cause connections to be made with the village water and sewer systems in certain cases, and for the collection of the expense thereof from the property owners benefited; also, in relation to sidewalks, and increasing the per centum limit of the value of taxable property for annual tax levying purposes, in said village" (Int. No. 688), having been announced for a third reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 1201) entitled "An act to amend chapter ten of the Laws of nineteen hundred and two, entitled 'An act to provide for the holding of town meetings and elections in counties of the State having a certain population,' generally" (Int. No. 788), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



AYES 130

NOES 00

Those who voted in the affirmative were:

Agnew	Coon	Hamn	Merritt	Smith M F
Allen F E	Cowan	Hapeman	Miller	Smith Myron
Allen J G	Crosley	Harawitz	Mills	Sprenger
Apgar	Cunningham	Harte	Moreland	Stanley
Averill	DeGroot	Hartman	Murphy	Steele
Baldwin	Donohue	Harvey	Norton	Steffens
Bass	Dowling	Hastings	Oglesby	Story
Becker	Eagleton	Hoffman	Oliver	Surpless
Beebe	Eckmann	Hooker	O'Neill	Thompson
Bernstein	Evans	Hooper	Palmer G M	Waddell
Bird	Farnan	Hubbs	Patton	Wade
Bisland	Fish	Kavanagh	Pratt	Wainwright
Boshart	Foelker	Keyes	Prentice	Weber
Brady	Foster	Knapp	Quinn	Wedemeyer
Brennan	Fowler	Krulewitch	Reilly	Wells
Burnett	Gates	Lansing	Rock	Wemple
Burns	Grady	LaFetra	Rogers	West
Burzynski	Grattan	Lee A E	Salomon	Whitley
Campbell	Gray A B	Lee W I	Sammon	Whitney F G
Carnochan	Gray F J	Lupton	Santee	Whitney G H
Carrier	Green	Lynch	Schmitt	Williams
Caughlan	Gregory	Maher	Schoeneck	Wilson
Chamberlain	Gunderman	Maier	Shanahan	Winters
Charles	Gurnett	Matthews	Shuttleworth	Wood
Cohalan	Hackett	McGuire	Smith A E	Yale
Colne	Hammond	Mead	Smith J E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Wainwright moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Agnew	Crosley	Hamn	Murphy	Smith M F
Allen F E	Cunningham	Hapeman	Nevins	Smith Myron
Allen J G	DeGroot	Harte	Nolan	Stanley
Apgar	Donohue	Harvey	Norton	Steele
Averill	Dowling	Hastings	Oglesby	Story
Bass	Draper	Hoffman	O'Neill	Surpless
Becker	Dressing	Hooker	Palmer G M	Thompson
Bernstein	Eagleton	Hooper	Palmer S J	Tompkins
Bird	Eckmann	Hubbs	Patton	Volk
Bohan	Evans	Kavanagh	Phillips	Waddell
Boshart	Farnan	Keyes	Pratt	Wade
Brady	Feth	Krulewitch	Prentice	Wainwright
Brennan	Filley	Lansing	Quinn	Weber
Burnett	Foelker	LaFetra	Reilly	Wells
Burzynski	Foster	Lee A E	Rock	Wemple
Campbell	Fowler	Lupton	Rogers	West
Carnochan	Francis	Lynch	Salomon	Whitley
Carrier	Fritz	Moreland	Smith J E	Whitney G H

Caughlan	Gates	Maier	Santee	Williams
Chamberlain	Grattan	Matthews	Schoeneck	Wilson
Charles	Gray A B	McGuire	Schwegler	Winters}
Cohalan	Gregory	Mead	Shanahan	Wood
Colne	Gunderman	Merritt	Shuttleworth	Yale
Coon	Hackett	Miller	Smith A E	Young
Cox	Hammond	Mills		

Mr. Wainwright moved that the call of the House be made a close call.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 421) entitled "An act to amend the Banking Law, relative to securities in which deposits in savings banks may be invested" (Rec. No. 93), having been announced for a third reading,

On motion of Mr. Cox, said bill was laid aside, retaining its place on the order of third reading.

Mr. Moreland moved that all further proceedings under the close call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill (No. 456) entitled "An act to amend section one of chapter seven hundred and thirty-two of the Laws of nineteen hundred and five, entitled 'An act in relation to the price of electric current furnished or sold in the city of New York, for light, heat, power or other purposes to consumers other than said city and providing a penalty for violation'" (Rec. No. 72), having been announced for a third reading,

Mr. Thompson moved that said bill be recommitted to the committee on electricity, gas and water supply, with instructions to report the same forthwith amended as follows:

On page 2, line 8, after the word "hour" strike out "except in the county of Kings where there may be charged twelve cents per kilowatt hour".

Mr. Oglesby moved that said bill be recommitted to the committee on electricity, gas and water supply, with instructions to report the same forthwith amended as follows:

By striking out in lines 4, 5, and 6, on page 2, the words "and that portion of the borough of the Bronx lying east of the Bronx river formerly the old town of Westchester."

Mr. DeGroot moved that said bill be recommitted to the committee on electricity, gas and water supply, with instructions to report the same forthwith amended as follows:

On page 2, in line 4, strike out the letter "s" in the word "boroughs", and also strike out the words "Queens and".

On motion of Mr. Agnew, said bill, with pending amendments, was recommitted to the committee on electricity, gas and water supply retaining its place on the order of third reading.

The Senate bill (No. 396) entitled "An act to amend the Forest, Fish and Game Law, in relation to game protectors" (Rec. No. 54), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 3

Those who voted in the affirmative were:

Agnew	Cox	Gunderman	Miller	Smith Myron
Allen F E	Crosley	Hackett	Mills	Sprenger
Allen J G	Cunningham	Hammond	Moreland	Stanley
Apgar	DeGroot	Hamn	Murphy	Steele
Averill	Donohue	Hapeman	Nevins	Steffens
Baldwin	Dowling	Harawitz	Nolan	Story
Bass	Draper	Hartman	Norton	Surpless
Becker	Dressing	Hastings	Oliver	Thompson
Bedell	Eagleton	Hoffman	O'Neill	Volk
Beebe	Evans	Hooker	Palmer S J	Waddell
Bernstein	Farnan	Hooper	Patton	Wade
Bird	Feth	Hubbs	Phillips	Wainwright
Bisland	Filley	Keyes	Pratt	Weber
Bohan	Fish	Knapp	Prentice	Wedemeyer
Boshart	Foelker	Krulewitch	Quinn	Wells
Brady	Foster	Lansing	Reilly	Wemple
Burnett	Fowler	LaFetra	Rock	West
Burns	Francis	Lee W I	Rogers	Whitley
Burzynski	Fritz	Lewis	Salomon	Whitney F G
Carnochan	Gates	Lupton	Sammon	Whitney G H
Carrier	Grady	Maher	Santee	Williams
Caughlan	Grattan	Maier	Schoeneck	Wilson
Chamberlain	Gray A B	Matthews	Schwegler	Winters
Charles	Gray F J	McGuire	Shanahan	Wood
Colne	Green	Mead	Shuttleworth	Yale
Coon	Gregory	Merritt	Smith J E	Young

Those who voted in the negative were:

Oglesby      Palmer G M      Tompkins



Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 383) entitled "An act to amend the Code of Civil Procedure, relative to the length of time to publish notice" (Rec. No. 64), having been announced for a third reading,

On motion of Mr. Cox, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

Pursuant to notice, Mr. Wemple called up the bill (No. 998) entitled "An act in relation to official papers and printing in cities of the second class" (Int. No. 837), heretofore laid aside on the order of third reading.

Said bill having been announced for a third reading,

Mr. Wemple moved to substitute the following substitute bill.

(See Appendix No. 20.)

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

Ordered, That said substitute bill be printed and placed on the order of third reading.

The bill (No. 338) entitled "An act to prohibit the docking of horses tails, and to require a registry of all docked horses, now in this State" (Int. No. 312), was read the second time.

On motion of Mr. Averill, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1262) entitled "An act to amend the Forest, Fish and Game Law relating to the possession and sale of woodcock, grouse and quail" (Int. No. 899), was read the second time.

On motion of Mr. A. E. Lee, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1258) entitled "An act to amend the Forest, Fish and Game Law in relation to the close season for hares and rabbits in Orange county" (Int. No. 517), was read the second time.

On motion of Mr. Hastings, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 352, Assembly reprint No. 1257) entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for game in Orange county" (Rec. No. 60), was read the second time.

On motion of Mr. Bedell, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 393, Assembly reprint No. 1304) entitled "An act to amend section twenty-five hundred and ten of the Code of Civil Procedure in relation to the examination of the witnesses to wills" (Rec. No. 50), was read the second time.

On motion of Mr. Agnew, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 223, Assembly reprint No. 1305) entitled "An act to amend the Code of Civil Procedure, in relation to the sale, mortgaging or leasing of the contingent interests of infants not in being, in real property" (Rec. No. 37), was read the second time.

On motion of Mr. Merritt, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1307) entitled "An act to amend chapter three hundred and forty-five of the Laws of eighteen hundred and eighty-eight, entitled 'An act to provide for the relief of the city of Buffalo and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads,' in relation to the commissioners and giving them further powers" (Int. No. 124), was read the second time.

On motion of Mr. Lynch, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1308) entitled "An act to amend the Forest, Fish and Game Law, in relation to pike in the counties of Broome, Tioga, Chemung" (Int. No. 140), was read the second time.

On motion of Mr. Winters, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1311) entitled "An act to amend the Civil Service Law in relation to veterans" (Int. No. 571), having been announced for a second reading,

Mr. O'Neill moved to amend as follows:

Page 4, line 3, after the word "state" strike out the words "or who", and on line 4, strike out all words thereon.

On line 5, strike out the words "of said volunteer fire department".

On lines 22, 23 and 24, strike out the words "or any volunteer fireman who at the time of the disbandment, was a member of the volunteer fire department, who is receiving a salary or compensation by the year or month,".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 1310) entitled "An act to amend the Membership Corporation Law by authorizing the deposit with county treasurers of funds for the permanent care of lots in rural cemeteries" (Int. No. 472), was read the second time.

On motion of Mr. Winters, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1313) entitled "An act to authorize the village of Homer, to construct and maintain an artificial outlet for the waters of Barber pond in said village and to close the present outlet and to issue necessary bonds therefor" (Int. No. 604), was read the second time.

On motion of Mr. Crosley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1315) entitled "An act to amend the Labor Law, relative to the use of exhaust fans in factories" (Int. No. 188), was read the second time.

On motion of Mr. F. E. Allen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1319) entitled "An act to amend the Public Health Law and the acts amendatory thereof, in relation to pharmacy" (Int. No. 291), was read the second time.

On motion of Mr. Santee, said bill was placed on the order of third reading and referred to the committee on revision.



The bill (No. 1322) entitled "An act to amend chapter seven hundred and twenty-four of the Laws of nineteen hundred and five, entitled 'An act to provide for an additional supply of pure and wholesome water for the city of New York; and for the acquisition of lands or interests therein, and for the construction of the necessary reservoirs, dams, aqueducts, filters, and other appurtenances for that purpose; and for the appointment of a commission with the powers and duties necessary and proper to attain these objects,' generally" (Int. No. 925), was read the second time.

On motion of Mr. Fowler, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 577, Assembly reprint No. 132) entitled "An act making an appropriation for expenses of the Senate and Assembly" (Rec. No. 98), was read the second time.

On motion of Mr. Moreland, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1328) entitled "An act to amend chapter thirty-three of the Laws of eighteen hundred and ninety-six, entitled 'An act to extend the time for the completion of the Rhinebeck and Rhinecliff Street Surface Railroad Company,' in relation to extension of time to complete" (Int. No. 162), was read the second time.

On motion of Mr. A. B. Gray, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1329) entitled "An act to provide shelter-houses at transfer stations for passengers on railroads in the county of Kings" (Int. No. 348), was read the second time.

On motion of Mr. Feth, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1331) entitled "An act to amend the Forest, Fish and Game Law in relation to chief fire warden and foresters" (Int. No. 627), was read the second time.

On motion of Mr. Bass, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 426) entitled "An act to authorize the board of

estimate and apportionment of the city of New York, to hear, determine, audit and allow the alleged claim of John W. Carpenter for services alleged to have been rendered between the first day of January, nineteen hundred and the first day of October, nineteen hundred, inclusive, as clerk of the municipal court of said city in the third district of the borough of Brooklyn" (Int. No. 402), was read the second time.

On motion of Mr. Kavanagh, said bill was placed on the order of third reading.

On motion of Mr. Kavanagh, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hammond	Merritt	Smith M F
Allen F E	DeGroot	Hamn	Miller	Smith Myron
Apgar	Donohue	Hapeman	Mills	Stanley
Baldwin	Dowling	Harawitz	Moreland	Steele
Becker	Draper	Harte	Nolan	Steffens
Beebe	Eagleton	Hartman	Oliver	Story
Bernstein	Eckmann	Hastings	O'Neill	Surpless
Bird	Evans	Hoffman	Palmer G M	Thompson
Bisland	Farnan	Hooker	Palmer S J	Tompkins
Bohan	Feth	Hooper	Patton	Waddell
Boshart	Filley	Kavanagh	Phillips	Wade
Brady	Fish	Keyes	Pratt	Wainwright
Brennan	Fockler	Knapp	Prentice	Weber
Burnett	Foster	Krulewitch	Quinn	Wedemeyer
Burns	Fowler	Lansing	Rock	Wells
Burzynski	Francis	LaFetra	Rogers	West
Carnochan	Fritz	Lee A E	Salomon	Whitley
Carrier	Gates	Lee W I	Santee	Whitney F G
Caughlan	Grattan	Long	Schmitt	Whitney G H
Chamberlain	Gray A B	Lupton	Schoeneck	Williams
Charles	Gray F J	Lynch	Schwegler	Wilson
Cohalan	Green	Maher	Scovill	Winters
Colne	Gregory	Maier	Shanahan	Wood
Cowan	Gunderman	Matthews	Shuttleworth	Yale
Cox	Gurnett	McGuire	Smith A E	Young
Crosley	Hackett	Mead	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 393) entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-eight, entitled 'An act for the government of cities of the second class, relative to filling vacancies in the office of supervisor'" (Int. No. 374), was read the second time.

On motion of Mr. Schoeneck, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1160) entitled "An act to amend chapter one hundred and five of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' as amended by chapter five hundred and sixty-four of the Laws of nineteen hundred and one, relating to pensions to members of the police force of said city" (Int. No. 962), having been announced for a second reading,

Mr. Quinn moved to amend as follows:

On page 2, line 9, strike out the word "August" and insert the word "July".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Said bill, as amended, was then read the second time, and on motion of Mr. Quinn was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 1057) entitled "An act to empower the city of Geneva to borrow money for the payment of certain outstanding notes and issue bonds therefor" (Int. No. 879), was read the second time.

On motion of Mr. Burnett, said bill was placed on the order of third reading.

On motion of Mr. Burnett, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the



affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hackett	Mead	Smith J E
Allen F E	Cox	Hammond	Merritt	Smith M F
Allen J G	Crosley	Hamn	Moreland	Smith Myron
Apgar	Cunningham	Hapeman	Murphy	Sprenger
Averill	DeGroot	Harawitz	Nevins	Stanley
Baldwin	Donohue	Hartman	Norton	Steele
Bass	Dowling	Harvey	Oglesby	Steffens
Becker	Draper	Hastings	Oliver	Surpless
Beebe	Eagleton	Hoffman	O'Neill	Thompson
Bernstein	Eckmann	Hooker	Palmer G M	Volk
Bisland	Evans	Hooper	Palmer S J	Waddell
Bohan	Farnan	Hubbs	Patton	Wade
Boshart	Filley	Kavanagh	Phillips	Wainwright
Brady	Fish	Keyes	Pratt	Weber
Brennan	Foelker	Knapp	Prentice	Wedemeyer
Burnett	Foster	Krulewitch	Quinn	Wells
Burns	Fowler	Lansing	Reilly	Wemple
Burzynski	Francis	Lee A E	Rock	West
Campbell	Gates	Lee W I	Salomon	Whitley
Carnochan	Grady	Lewis	Sammon	Whitney G H
Caughlan	Grattan	Lupton	Santee	Williams
Chamberlain	Gray A B	Lynch	Schmitt	Wilson
Charles	Gray F J	Maher	Schoeneck	Winters
Cohalan	Green	Maier	Shanahan	Wood
Colne	Gregory	Matthews	Shuttleworth	Yale
Coon	Gunderman	McGuire	Smith A E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,

ALBANY, *March 13, 1906.*

*To the Assembly:*

Pursuant to concurrent resolution of the Senate and Assembly herewith is returned Assembly bill (No. 376, Int. No. 38) entitled "An act to amend chapter three hundred and seventy-seven of the Laws of Eighteen hundred and seventy, entitled 'An act supplementary to "An act in relation to a public park in the city of Albany,"' and acts amendatory thereof, in relation to a sinking fund."

FRANK W. HIGGINS.

Said bill having been announced,

Mr. Speaker stated the question to be "Shall this bill pass notwithstanding the failure of the mayor of the city of Albany to return said bill within the time prescribed by the Constitution?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

AYES 127

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hapeman	Nevins	Smith Myron
Allen F E	Cox	Harawitz	Nolan	Sprenger
Allen J G	Crosley	Hartman	Norton	Stanley
Apgar	DeGroot	Hastings	Oglesby	Steele
Averill	Donohue	Hoffman	Oliver	Steffens
Baldwin	Dowling	Hooker	O'Neill	Story
Bass	Draper	Hooper	Palmer S J	Surpless
Becker	Dressing	Hubbs	Patton	Thompson
Bedell	Eagleton	Kavanagh	Phillips	Tompkins
Beebe	Evans	Knapp	Pratt	Volk
Bernstein	Feth	Krulewitch	Prentice	Waddell
Bird	Filley	Lansing	Quinn	Wade
Bisland	Foelker	LaFetra	Reilly	Wainwright
Bohan	Foster	Lee A E	Rock	Weber
Brady	Fowler	Lee W I	Rogers	Wedemeyer
Brennan	Francis	Lewis	Salomon	Wells
Burnett	Gates	Lupton	Sammon	Wemple
Burns	Grady	Maher	Santee	West
Burzynski	Grattan	Matthews	Schoeneck	Whitley
Carnochan	Gray A B	McGuire	Schwegler	Whitney F G
Carrier	Gray F J	Mead	Scovill	Whitney G H
Caughlan	Green	Miller	Shanahan	Williams
Chamberlain	Gregory	Mills	Shuttleworth	Wilson
Charles	Gunderman	Moreland	Smith A E	Wood
Colne	Hackett	Murphy	Smith J E	Young
Coon	Hamn			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have again passed the same, and request the concurrence of the Senate therein.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 9, 1906.*

Resolved (if the Assembly concur), That there be printed for the use of the Legislature 11,000 additional copies of the report of the joint committee of the Senate and Assembly appointed

to investigate the affairs of life insurance companies and that they be distributed as follows: 120 copies to each Senator, 2,500 copies to the Clerk of the Senate, 2,500 copies to the Clerk of the Assembly.

That there be printed, for the use of the Senate, 2,500 additional copies of the bills introduced by said special committee in the Senate, being Nos. 517, 519, 520, 521, 522, 523, 528, 556, and 562; and for the use of the Assembly 5,000 additional copies of the bills introduced by said special committee in the Assembly being Nos. 996, 963, 964, 965, 966, 967, 968, 969, 1029, and 1030.

By order of the Senate,

L. B. GLEASON,  
*Clerk.*

Mr. Rogers moved to amend as follows:

By inserting after the word "bills," on line 13, the following: "Nos. 1029 and 1030", and on lines 14 and 15, strike out the following: "being Nos. 996, 963, 964, 965, 966, 967, 968, 969, 1029 and 1030".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

By unanimous consent, Mr. Rogers moved to reconsider the vote by which his resolution of March 8, 1906, rescinding the resolution of February 23, ordering the printing of additional copies of the report of and certain bills introduced by the joint committee of the Senate and Assembly appointed to investigate the affairs of life insurance companies, was adopted.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hackett	Merritt	Smith J E
Allen F E	Crosley	Hammod	Miller	Smith M F
Allen J G	Cunningham	Hamn	Moreland	Smith Myron
Apgar	DeGroot	Harawitz	Murphy	Sprenger
Averill	Donohue	Harte	Nevins	Stanley



Baldwin	Dowling	Hartman	Nolan	Steele
Bass	Drayer	Hastings	Ogelsby	Steffens
Becker	Eagleton	Hoffman	Oliver	Story
Beebe	Eckmann	Hooker	O'Neill	Surpless
Bernstein	Evans	Hooper	Palmer G M	Volk
Bird	Farnan	Hubbs	Palmer S J	Waddell
Bisland	Feth	Kavanagh	Patton	Wade
Bohan	Filley	Keyes	Phillips	Wainwright
Brady	Fish	Knapp	Pratt	Weber
Brennan	Foelker	Krulewitch	Prentice	Wedemeyer
Burnett	Foster	Lansing	Quinn	Wells
Burns	Fowler	Lee W I	Rock	Wemple
Burzynski	Francis	Lewis	Rogers	West
Carnochan	Fritz	Long	Salomon	Whitley
Carrier	Gates	Lupton	Santee	Whitney F G
Caughlan	Grattan	Lynch	Schmitt	Whitney G H
Chamberlain	Gray A B	Maher	Schoeneck	Wilson
Charles	Gray F J	Maier	Schwegler	Winters
Cohalan	Green	Matthews	Scovill	Wood
Colne	Gregory	McGuire	Shanahan	Yale
Coen	Gunderman	Mead	Shuttleworth	Young
Cowan	Gurnett			

By unanimous consent, Mr. Rogers then withdrew said resolution from the consideration of the House.

The Senate returned the bill (No. 328, Int. No. 135) entitled "An act to amend the Greater New York charter relative to the municipal court of the city of New York," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

The Senate returned the bill (No. 310, Int. No. 529) entitled "An act to amend the Greater New York charter, relative to cessions of streets," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

The Senate returned the bill (No. 638, Int. No. 436) entitled "An act to amend chapter seven hundred and five of the Laws of nineteen hundred and five, entitled 'An act to provide for annual reports by and the examination of accounts of counties, cities of the second and third classes and villages having a population of three thousand or more, the tabulation of comparative statistics as to the cost of maintaining the various branches of government in such municipalities and making an appropriation

therefor,' relative to the salary of the chief accountant," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 506, Int. No. 476) entitled "An act to amend the Town Law, relating to surety bonds to secure supervisors' deposits," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 757, Int. No. 424) entitled "An act to authorize the macadamizing or paving of streets, avenues or highways, and the construction of the necessary drains, curbing and gutters therefor, and in connection therewith, in the village of White Plains, Westchester county, and to provide the manner and means of paying therefor," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 943, Int. No. 789) entitled "An act to authorize the rector, church-wardens and vestrymen of the Church of the Ascension in the city of New York, to increase the number of its vestrymen," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 931, Int. No. 777) entitled "An act to amend chapter fifty-one of the Laws of eighteen hundred and eighty-two, entitled 'An act in relation to the Supreme Court library, located at Delhi,' relative to the salary of the librarian," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 386, Int. No. 367) entitled "An act to make the office of sheriff of Ulster county a salaried office, and to regulate the management thereof," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 872, Int. No. 337) entitled "An act to make the office of sheriff of the county of Warren a salaried office," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 797, Int. No. 496) entitled "An act to amend the Consolidated School Law relative to misrepresentations in the sale of school supplies," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 833, Int. No. 207) entitled "An act to amend the Highway Law, in relation to the undertaking for costs and expenses on an application for laying out or discontinuing a highway," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 1209, Int. No. 665) entitled "An act to amend the Village Law in relation to villages having a population of fourteen thousand or over by adding a new article to be known as article thirteen-a," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the Senate bill (No. 411, Assembly reprint No. 1070, Rec. No. 68) entitled "An act to amend the Village Law, in relation to the submission of propositions at a village election," with a message that they have concurred in the amendments of the Assembly made thereto.

Ordered, That the Clerk return said bill to the Senate.

A communication from the Governor, was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER.

ALBANY, March 13, 1906.

*To the Assembly:*

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 870, Int. No. 464) entitled "An act to amend chapter eight hundred



and eighteen of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Port Chester,' in relation to bond issues and the lighting of streets."

FRANK W. HIGGINS.

A communication was received from Hon. O. W. Cutler, mayor of the city of Niagara Falls, returning Assembly bill (No. 646, Int. No. 592) entitled "An act to legalize a certain contract made between the city of Niagara Falls, the Niagara Falls Hydraulic Power and Manufacturing Company, and the International Railway Company, relative to the construction of bridges over the hydraulic canal of the Niagara Falls Hydraulic Power and Manufacturing Company in said city; to authorize said city to perform and carry into effect its part of said contract; to issue bonds for such purposes, and to levy and assess taxes for the payment of such bonds," with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Salomon gives notice that on Thursday, March 15, 1906, he will call up Assembly bill (No. 1170, Int. No. 58) entitled "An act to amend the Real Property Law, relative to the recording of unusual forms of mortgages," the same having been laid aside on the order of third reading.

Mr. Young gives notice that on Thursday, March 15, 1906, he will call up Assembly bill (No. 918, Int. No. 190), entitled "An act to amend chapter five hundred and ninety-nine of the Laws of eighteen hundred and ninety-eight, entitled 'An act to incorporate the Security Assurance Company,' relative to authorizing the Security Assurance Company to change its name and increase the number of its officers and directors," the same having been laid aside on the order of third reading.

On motion of Mr. Moreland, the House adjourned.

## WEDNESDAY, MARCH 14, 1906.

The House met pursuant to adjournment.

Prayer by Rev. J. V. Wemple.

On motion of Mr. Moreland, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend chapter one hundred and sixty-five of the Laws of eighteen hundred and ninety-eight, entitled 'An act for the registration of all persons duly admitted and licensed to practice as attorney at law or as attorneys and counselors at law in the courts of record of this State,' by dispensing with the necessity of publishing annually a certified copy of the official register" (No. 449, Rec. No. 133), which was read the first time and referred to the committee on the judiciary.

"An act to legalize and confirm the certificate of incorporation and the incorporation of the Cooperstown and Mohawk Valley Railway Company and the proceedings taken and had under or in pursuance of said certificate" (No. 655, Rec. No. 134), which was read the first time and referred to the committee on railroads.

"An act to amend chapter three hundred and forty-five of the Laws of eighteen hundred and eighty-eight, entitled 'An act to provide for the relief of the city of Buffalo and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads,' in relation to the commissioners and giving them further powers" (No. 625, Rec. No. 135); which was read the first time and referred to the committee on affairs of cities.

"An act to amend section three hundred and sixty-one of the Code of Civil Procedure" (No. 656, Rec. No. 136), which was read the first time and referred to the committee on codes.

"An act to amend section one of chapter seven hundred and thirty-three of the Laws of nineteen hundred and five, entitled 'An act in relation to the price of electric current furnished or sold to the city of New York and providing a penalty for viola-

tion" (No. 457, Rec. No. 137), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Public Health Law, in relation to the approval by the State Commissioner of Health of the construction or extension of systems of potable water supply" (No. 657, Rec. No. 138), which was read the first time and referred to the committee on public health.

Mr. Cohalan introduced a bill entitled "An act to amend the Greater New York charter, in relation to exempting the real estate of religious corporations in the city of New York from assessments for public improvements" (Int. No. 1162), which was read the first time and referred to the committee on affairs of cities.

Mr. Farnan introduced a bill entitled "An act to amend chapter five hundred and seventy of the Laws of eighteen hundred and ninety-five, entitled 'An act for the incorporation of associations for the improvement of the breed of horses and to regulate the same; and to establish a State racing commission,' in relation to expenses" (Int. No. 1163), which was read the first time and referred to the committee on ways and means.

Mr. Hammond introduced a bill entitled "An act to amend chapter five hundred and fifty of the Laws of eighteen hundred and ninety-five, entitled 'An act in relation to a biennial school census'" (Int. No. 1164), which was read the first time and referred to the committee on public education.

Mr. Mead introduced a bill entitled "An act to amend sections five hundred and sixty-one and five hundred and sixty-three of the Code of Civil Procedure, relative to the execution of an order of arrest" (Int. No. 1165), which was read the first time and referred to the committee on codes.

Also, "An act to amend the State Charities Law relative to commitment to the New York State Training School for Girls" (Int. No. 1166), which was read the first time and referred to the committee on the judiciary.

Mr. Prentice introduced a bill entitled "An act to amend chapter nine hundred and nine of the Laws of eighteen hundred and



ninety-six, entitled 'An act in relation to the elections, constituting chapter six of the general laws,' and acts amendatory thereof" (Int. No. 1167), which was read the first time and referred to the committee on the judiciary.

Mr. G. H. Whitney introduced a bill entitled "An act to amend chapter five hundred and ninety-four of the Laws of eighteen hundred and ninety-nine, entitled 'An act authorizing boards of supervisors to acquire the rights, franchises and property of individuals and corporations exacting toll for the use of turnpikes, plankroads and bridges'" (Int. No. 1168), which was read the first time and referred to the committee on internal affairs.

Mr. Becker introduced a bill entitled "An act to amend the Public Health Law and the acts amendatory thereof in relation to pharmacy" (Int. No. 1169), which was read the first time and referred to the committee on public health.

Also, "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Margaret Weisheim against the State for damages alleged to have been sustained by her and to render judgment therefor" (Int. No. 1170), which was read the first time and referred to the committee on claims.

Mr. Donohue introduced a bill entitled "An act to amend the Greater New York charter, relating to the hours and duties of the members of the police force" (Int. No. 1171), which was read the first time and referred to the committee on affairs of cities.

Mr. Krulewitch introduced a bill entitled "An act to require corporations, operating street railways in the city of New York, to give transfers to passengers" (Int. No. 1172), which was read the first time and referred to the committee on railroads.

Mr. Eckmann introduced a bill entitled "An act to amend the Greater New York charter, in relation to the placing of children by the commissioner of public charities" (Int. No. 1173), which was read the first time and referred to the committee on affairs of cities.

Mr. Hapeman introduced a bill entitled "An act to amend the Military Code, relative to the composition and strength of the National Guard and Naval Militia" (Int. No. 1174), which was

read the first time and referred to the committee on military affairs.

Mr. Baldwin introduced a bill entitled "An act to amend the Code of Civil Procedure relative to distribution of personal property" (Int. No. 1175), which was read the first time and referred to the committee on codes.

Mr. Sprenger introduced a bill entitled "An act to regulate the collection of fares from commuters by railroad companies operating a railroad in whole or in part in the State of New York" (Int. No. 1176), which was read the first time and referred to the committee on railroads.

Mr. G. M. Palmer introduced a bill entitled "An act to amend the Railroad Law, in relation to the board of railroad commissioners" (Int. No. 1177), which was read the first time and referred to the committee on railroads.

Mr. G. H. Whitney introduced a bill entitled "An act to amend the Public Health Law in relation to the practice of dentistry by defining practice of dentistry and providing for examinations and the correction of the registers of dentists kept by the Regents and county clerks" (Int. No. 1178), which was read the first time and referred to the committee on public health.

By unanimous consent, Mr. Draper introduced a bill entitled "An act to establish policemen's relief and pension fund in the city of Niagara Falls, Niagara county, New York" (Int. No. 1180), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent, Mr. Hapeman introduced a bill entitled "An act to authorize the city of Auburn to issue bonds to provide for the constructing and equipping of a new grammar school and an addition to the high school, and enlarging their premises and for improving other school buildings" (Int. No. 1181), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent, Mr. O'Neill introduced a bill entitled "An act to provide for the expense of widening Livingston street in the borough of Brooklyn, in the city of New York" (Int. No.

1182), which was read the first time and referred to the committee on affairs of cities.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Prentice (No. 19, Int. No. 19), entitled "An act to amend sections five hundred and thirty-four, five hundred and thirty-nine, five hundred and forty-one and five hundred and forty-seven, of the Greater New York charter, and the acts amendatory thereof, relative to the department of street cleaning," reported the same with the following amendments:

Page 2, line 26, after the word "water" insert "or sand".

Page 4, line 4, after the word "washing" insert "or sanding".

Page 6, line 7, after the word "sprinkling" insert "and sanding".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Burzynski (No. 535, Int. No. 502), entitled "An act giving the city of Buffalo additional power to abate floods in Buffalo river and Cazenovia creek, and to put the Buffalo river in navigable condition, and to acquire lands by purchase or by eminent domain proceedings, and requiring the construction of bridges over said Buffalo river and Cazenovia creek, and providing for the issue of bonds, and for the raising of money by general and local taxation to pay the expense of said work or improvement," reported the same with the following amendments:

On pages 2 and 3, strike out all of sections 4 and 5 and in place thereof insert:

"Section 4. The expense, or any part thereof, of such work or improvement, and of acquiring such lands, may be paid by said city out of its general fund or by local assessment, as said common council shall determine; provided, however, that not more than one-third of such expense shall be paid out of the general fund, and the remainder of such expense shall be paid by local assessment to be levied and assessed upon all the lands within the city of Buffalo in proportion to benefits derived."



Page 3, line 8, change " § 6 " to " § 5 ", and renumber remaining sections accordingly.

Page 7, line 2, beginning with the word " and " strike out all down to and including the word " bridges " in line 8.

Page 7, line 13, strike out all of line 13 and down to and including the word " benefited " in line 14 and insert in place thereof the following: " all the lands within the city of Buffalo in proportion to the benefits. "

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Cox, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Santee (No. 1129, Int. No. 933), entitled " An act to amend the Benevolent Orders Law, relative to power of trustees to issue bonds. "

Also, Assembly bill introduced by Mr. Nolan (No. 1126, Int. No. 930), entitled " An act to amend chapter seventy-three of the Laws of eighteen hundred and forty-six, entitled ' An act authorizing trusts for the benefit of the owners and occupants of mill privileges on the Wynant's kill. "

Also, Assembly bill introduced by Mr. Evans (No. 1352, Int. No. 1098), entitled " An act to incorporate the First Welsh Congregational Church Cemetery Association. "

Reported in favor of the passage of the same without amendment which report was agreed to and said bills placed on the order of second reading.

Mr. Cox, from the committee on the judiciary, to which was referred Assembly bill (No. 576, Int. No. 540) introduced by Mr. Salomon, entitled " An act to amend the Election Law, in relation to the newspapers in the borough of Manhattan in which a list of the registration of polling places and boundaries of election districts shall be published, " reported in favor of the passage of the same with the following amendments:

Page 2, line 2, strike out " elections " and insert " electors. "

Page 4, line 13, strike out " shall " and insert " may ". "

ROBERT LYNN COX,

*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Cox, from the committee on the judiciary, to which was referred Assembly bill (No. 530, Int. No. 497) introduced by Mr. Nolan, entitled "An act to legalize and confirm the official acts of notaries public and commissioners of deeds," reported in favor of the passage of the same with the following amendments:

Page 1, line 4, strike out "thirty-first" and insert "twenty-fifth".

Same page, same line, strike out "December" and insert "March".

ROBERT LYNN COX,

*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Cox, from the committee on the judiciary, to which was referred Assembly bill (No. 1125, Int. No. 929) introduced by Mr. Nolan entitled "An act relative to the Wynantskill Improvement Association," reported in favor of the passage of the same with the following amendment:

Page 2, line 25, after the word "by" insert "the general corporation law and".

ROBERT LYNN COX,

*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Cox, from the committee on the judiciary, to which was referred Assembly bill (No. 1249, Int. No. 1033) introduced by Mr. Wainwright, entitled "An act to permit the Carnegie Foundation, a corporation duly incorporated under the laws of New York, to convey its property to the Carnegie Foundation for the Advancement of Teaching," reported in favor of the passage of the same with the following amendments:

Page 1, line 1 of the title, strike out "t" in word "the" and insert "T". Same page, same line, strike out "f" in word "foundation" and insert "F". Same page, line 3 of title, strike out "t" in first "the" and insert "T". Same page, same line, strike

out "f" in "foundation" and insert "F". Same page, same line, strike out "a" in "advancement" and insert "A". Same page, same line, strike out "t" in "teaching" and insert "T".

Page 1, line 1 of bill, strike out "f" in "foundation" and insert "F". Same page, line 7, strike out "t" in first "the" and insert "T". Same page, same line, strike out "f" in "foundation" and insert "F". Same page, same line, strike out "a" in "advancement" and insert "A". Same page, line 8, strike out "t" in "teaching" and insert "T".

Page 2, line 4, strike out "such" and insert "said".

Page 2, line 8, strike out "t" in second "the" and insert "T". Same page, same line, strike out "f" in "foundation" and insert "F". Same page, line 11, strike out "t" in second "the" and insert "T". Same page, same line, strike out "f" in "foundation" and insert "F". Same page, line 12, strike out "a" in "advancement" and insert "A". Same page, same line, strike out "t" in "teaching" and insert "T". Same page, line 13, strike out "t" in second "the" and insert "T". Same page, same line, strike out "f" in "foundation" and insert "F". Same page, line 15, strike out "t" in "the" and insert "T". Same page, same line, strike out "f" in "foundation" and insert "F".

ROBERT LYNN COX,

*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Cox, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. DeGroot (No. 549, Int. No. 512), entitled "An act to amend the Primary Election Law, in relation to the direct nomination of candidates at primary elections," reported the same with the following amendment:

Page 2, line 2, strike out "ten" and insert "two".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Cox, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. O'Neill (No. 1108, Int. No. 917), entitled "An act to amend the Election Law relative to the creation, division and alteration of election districts," reported the same with the following amendments:



Page 1, line 10, after the word "five" take out the period and insert "is hereby amended so as to read as follows".

Page 4, line 19, underscore the words "and the county of Kings."

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Cox, from the committee on the judiciary, to which was referred Senate bill introduced by Mr. Brackett (No. 84, Rec. No. 58), entitled "An act to amend chapter five hundred and ninety-eight of the Laws of eighteen hundred and ninety-two, entitled 'An act to provide for reporting the decisions of the inferior courts of record in the State of New York,' as amended by chapter four hundred and ninety-six of the Laws of nineteen hundred and three," reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Cox, from the committee on the judiciary, to which was referred Senate bill (No. 368, Rec. No. 91), introduced by Mr. Marks, entitled "An act to further amend section five of chapter five hundred and fifty-three of the Laws of eighteen hundred and ninety-five, as amended by section five of chapter nine hundred and fifty-nine of the Laws of eighteen hundred and ninety-five, as amended by chapter two hundred and four of the Laws of nineteen hundred and five, entitled 'An act in relation to the Supreme Court in the first judicial district and the Appellate Division thereof,' making provision for the appointment by said Appellate Division in the First Department of official referees and for their compensation," reported in favor of the passage of the same with the following amendment:

Page 3, line 20, after the word "referee" change period to comma and add "but the same at the rate of ten cents a folio shall be paid by the county of New York."

ROBERT LYNN COX,  
*Chairman.*

which report was agreed to, and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Wade, from the committee on taxation and retrenchment, to which was referred Assembly bill introduced by Mr. LaFetra (No. 253, Int. No. 253), entitled "An act to amend the Tax Law, relative to property exempt from taxation."

Also, Assembly bill introduced by Mr. Hooper (No. 1005, Int. No. 840), entitled "An act to authorize the Comptroller to hear and determine the application of Charles L. Weeks for cancellation of the tax sale made by the Comptroller in the year nineteen hundred of subdivision number four of lot number four of Rogers (Platt) and Company's road patent, Essex county," reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Wade, from the committee on taxation and retrenchment, to which was recommitted Assembly bill introduced by Mr. Wade (No. 1321, Int. No. 906), entitled "An act to amend the Tax Law in relation to the defense of certified proceedings to review the assessment of a special franchise by the State board of tax commissioners," reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered placed on the order of second reading.

Mr. Hubbs, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Nevins (No. 1196, Int. No. 990), entitled "An act to make the office of county clerk of Wyoming county a salaried office, and regulating the management of said office."

Also, Assembly bill introduced by Mr. Yale (No. 1253, Int. No. 1053) entitled "An act to amend section six of chapter seven hundred and twenty-five of the Laws of nineteen hundred and five, entitled 'An act relating to the acquisition of property by the city of New York for a water supply, and providing for prompt payment therefor, and for damages occasioned by the acquisition thereof; providing for use and care of reservoirs owned by said city; and providing for the construction and maintenance of highways and bridges;' relative to the maintenance and construction of highways."

Also, Assembly bill introduced by Mr. DeGroot (No. 1254, Int.

No. 1054), entitled "An act to make the office of sheriff of the county of Queens a salaried office and regulating the management of said office."

Also, Assembly bill introduced by Mr. Apgar (No. 1011, Int. No. 846), entitled "An act to legalize the proceedings of a meeting of the voters of union free school district number six, town of Cortlandt, county of Westchester, and to authorize the board of education of said district to issue bonds to the amount of eighteen thousand dollars."

Also, Assembly bill introduced by Mr. Lansing (No. 1021, Int. No. 855), entitled "An act to abolish the offices of auditing superintendents of the poor in Rensselaer county, to confer their powers and duties on the acting superintendent, and to authorize the employment of additional clerks in his office."

Also, Assembly bill introduced by Mr. Miller (No. 1092, Int. No. 901), entitled "An act to amend the County Law, relative to expenditures of money by fire commissioners in fire districts."

Also, Assembly bill introduced by Mr. Miller (No. 671, Int. No. 610), entitled "An act to authorize the board of trustees of school district number two, town of North Hempstead, county of Nassau, to retire certain bonds of said district and to issue other bonds in lieu thereof."

Also, Assembly bill introduced by Mr. Hooker (No. 1149, Int. No. 951), entitled "An act to amend chapter two hundred and ninety-one of the Laws of eighteen hundred and ninety, entitled 'An act to authorize towns to raise additional money for highway purposes and to prevent snow blockade of highways by the substitution of wire for other fences along the same,' in relation to raising and expending additional money in preventing snow blockades."

Also, Assembly bill introduced by Mr. Evans (No. 1217, Int. No. 999), entitled "An act to legalize and validate a certificate of indebtedness or bond of the town of Deerfield, in the county of Oneida, executed by the town board and commissioner of highways of said town, for the purpose of paying back indebtedness of said town."



Also, Assembly bill introduced by Mr. Evans (No. 1003, Int. No. 838), entitled "An act to amend chapter eight hundred and twelve of the Laws of eighteen hundred and ninety-six, entitled 'An act to revise, amend and consolidate the several acts relating to the area or territory known as Sylvan Beach, in the town of Vienna, county of Oneida, and to repeal certain acts and parts of acts,' in relation to changing the boundaries of the territory affected by said chapter."

Also, Assembly bill introduced by Mr. Bisland (No. 1351, Int. No. 1097), entitled "An act to legalize the issue of bonds of the town of Lumberland in the county of Sullivan, authorized by the board of supervisors of said county for the purpose of defraying the expense of rebuilding a bridge over the Delaware river in said town, and to provide for the payment of the principal and interest thereof."

Also, Assembly bill introduced by Mr. Bisland (No. 1215, Int. No. 997), entitled "An act to authorize the towns of Bethel, Thompson, Fallsburgh, Neversink, and Mamakating, in Sullivan county, to acquire by purchase or condemnation, the rights, franchises and property of any individual or corporation lawfully entitled to exact a toll or charge for walking, riding or driving over any plankroad or turnpike within said towns, and to provide means for the payment of the same."

Also, Assembly bill introduced by Mr. Carnochan (No. 1335, Int. No. 1081), entitled "An act to amend chapter sixty-two of the Laws of eighteen hundred and eighty, entitled 'An act in relation to the office of commissioner of highways of the town of Stony Point, Rockland county,' in relation to compensation of the commissioner of highways."

Also, Assembly bill introduced by Mr. Bass (No. 1298, Int. No. 1073), entitled "An act to amend the Town Law in relation to town fire companies."

Also, Assembly bill introduced by Mr. Merritt (No. 896, Int. No. 760), entitled "An act to amend the Highway Law, in relation to the qualified abandonment of highways."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Hubbs, from the committee on internal affairs, to which was referred Assembly bill (No. 603, Int. No. 554) introduced by Mr. Wainwright, entitled "An act to amend the County Law, relative to the appointment of assistant district attorneys for the county of Westchester," reported in favor of the passage of the same with the following amendment:

On page 4, line 15, after the word "be" strike out remainder of the line, also lines 16, 17 and 18, and the first half of line 19 to and including the word "They", and insert "fixed by the board of supervisors. The several district attorneys of the counties next hereafter mentioned."

ROBT. J. FISH,  
*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Hubbs, from the committee on internal affairs, to which was referred Assembly bill (No. 369, Int. No. 351) introduced by Mr. Norton, entitled "An act to amend chapter one hundred and fifteen of the Laws of eighteen hundred and ninety-eight, entitled 'An act to provide for the improvement of the public highways,' in relation to connecting highways through villages," reported in favor of the passage of the same with the following amendments:

Page 2, line 1, strike out the word "is" and insert "are".

Page 2, line 2, insert after the word "act" the following: "and the village trustees request him so to do."

Page 2, after line 15, add the following paragraph:

"The maintenance of these connecting links built in the villages at the request of the village trustees, shall thereafter be maintained by the village trustees under the direction of the county engineer, if there be one, otherwise under the direction of the state engineer."

ROBT. J. FISH,  
*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Hubbs, from the committee on internal affairs, to which was referred Senate bill introduced by Mr. Warnick (No. 370, Rec. No. 95), entitled "An act to amend chapter one hundred and ninety-four of the Laws of nineteen hundred, entitled 'An act to make the office of supervisor of Montgomery county a salaried office, and fixing the compensation of the clerk of the board of supervisors,' in respect to the sessions of said board, the time and manner of auditing claims against said county, and the compensation of the clerk of said board."

Also, Senate bill introduced by Mr. Brackett (No. 381, Rec. No. 101) entitled "An act to legalize the proceedings of the inhabitants, and of the board of education, of union free school district number one, of the town of Hadley, Saratoga county, and the town of Luzerne, Warren county, relative to acquiring a site and constructing a new school building in said district, and to provide for the issuance of the bonds of said district to defray the cost of the same."

Also, Senate bill introduced by Mr. Burr (No. 228, Rec. No. 77), entitled "An act to authorize the towns of Suffolk county to acquire lands for park purposes, and to issue bonds therefor."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Merritt, from the committee on general laws, to which was recommitted Assembly bill introduced by Mr. Lansing (No. 595, Int. No. 546), entitled "An act to amend the Domestic Relations Law, relating to the liability of married women on contracts," retaining its place on the order of second reading, reported in favor of the passage of the same with the following amendment:

Page 2, line 5, beginning with the word "but" strike out all down to and including the word "sole" in line 10, and insert in place thereof:

"But where necessities are furnished a married woman upon her request or that of her agent, and she is the owner of an estate and if she knows that her husband does not own sufficient property to pay for such necessities or purchases so furnished and is not earning sufficient to pay for such purchases or necessities over all exemptions allowed by law, she shall be equally liable with her husband".



which report was agreed to and said bill ordered reprinted and restored to its place on the order of second reading.

Mr. F. E. Allen, from the committee on labor and industries, to which was referred Assembly bill introduced by Mr. Nolan (No. 1233, Int. No. 1016), entitled "An act to amend the Labor Law, in relation to cash payment of wages," reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. F. E. Allen, from the committee on labor and industries, to which was recommitted Assembly bill introduced by Mr. F. E. Allen (No. 1314, Int. No. 187), entitled "An act to amend the Labor Law, relative to information to be furnished the commissioner of labor," reported in favor of the passage of the same with the following amendment:

Page 1, line 8, after the word "establishment" strike out the words "or of any street surface or elevated".

Page 2, line 1, strike out the word "railroad".

which report was agreed to and said bill ordered reprinted and placed on the order of second reading.

Mr. F. E. Allen, from the committee on labor and industries, to which was referred Assembly bill introduced by Mr. W. I. Lee (No. 1163, Int. No. 965), entitled "An act to amend the Labor Law in relation to employment bureaus and agencies and for other purposes," reported in favor of the passage of the following substitute bill.

(See Appendix No. 21.)

and request that said substitute bill be printed and recommitted to said committee, which report was agreed to and said substitute bill ordered printed and recommitted to said committee.

Mr. F. E. Allen, from the committee on labor and industries, to which was referred Assembly bill introduced by Mr. Rock (No. 729, Int. No. 648), entitled "An act to amend the Labor Law, in relation to bakeries and confectionery establishments, and the delivery and sale of the products thereof," reported the same with the following amendments:

Page 2, lines 16, 17 and 18, strike out the words "Glucose shall not be used in the manufacture of confectionery unless such fact

is distinctly indicated upon the pails and boxes containing the manufactured products”.

Page 4, line 6, strike out the word [“ five ”] and insert the word “ six ”.

Page 5, line 3, strike out the word “ five ” and insert the word “ six ”.

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Knapp, from the committee on fisheries and game, to which was referred Assembly bill introduced by Mr. Steele (No. 1293, Int. No. 1068), entitled “An act to amend the Forest, Fish and Game Law, relative to taking fish with setlines, tip-ups, or by spearing, in Young’s lake and Weaver’s lake, in the town of Warren, Herkimer county,” reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Knapp, from the committee on fisheries and game, reports by bill entitled “An act to amend the Forest, Fish and Game Law relative to certain varieties of imported birds, by adding a new section to be known as section thirty-eight-a” (Int. No. 1179), which was read the first time, and said committee reports in favor of the passage of the same without amendment, which report was agreed to and said bill ordered printed and placed on the order of second reading.

Mr. Knapp, from the committee on fisheries and game, to which was referred Assembly bill introduced by Mr. Santee (No. 347, Int. No. 323), entitled “An act to amend section one hundred and seventy-six of article nine of chapter twenty of the Laws of nineteen hundred, known as an act for the protection of the forest, fish and game of the State, constituting chapter thirty-one of the general laws, giving additional power of search to certain special protectors,” reported the same with the following amendments:

On page 2, line 4, commencing with the word “ if ” underline all matter down to and including word “ game ” on line 8.

On page 2, line 9, commencing with the word “ excepting ” underline all matter down to and including “ tector ” on line 10.

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Knapp, from the committee on fisheries and game, to which was referred Senate bill introduced by Mr. Smith (No. 511, Rec. No. 92), entitled "An act to amend the Forest, Fish and Game Law, in relation to lake trout in Dutchess county," reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Bedell, from the committee on claims, to which was referred Assembly bill introduced by Mr. Patton (No. 181, Int. No. 181), entitled "An act for the relief of persons, firms and corporations who rendered services and furnished labor or material which was used in constructing the State armory in the late village now city of Tonawanda, Erie county, New York."

Also, Assembly bill introduced by Mr. LaFetra (No. 254, Int. No. 254) entitled "An act for the relief of Eugene Scherri."

Also, Assembly bill introduced by Mr. Bird (No. 378, Int. No. 359), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Margaret J. Wallace against the State of New York, for damages alleged to have been sustained by her through the negligence of the fire department of the city of New York."

Also, Assembly bill introduced by Mr. Schwegler (No. 389, Int. No. 370), entitled "An act conferring upon the Court of Claims to hear, audit and determine the claim of George W. Roth against the State of New York and to make an appropriation therefor."

Also, Assembly bill introduced by Mr. DeGroot (No. 443, Int. No. 413), entitled "An act to confer upon the Court of Claims jurisdiction to hear, audit and determine the claims of Anna Androvic and Stanslaus Androvic, her husband, for damages resulting from the shooting of said Anna Androvic near Creedmoor, Long Island, which damages are alleged to have been sustained by each of them by said shooting and to render judgment therefor."



Also, Assembly bill introduced by Mr. Brennan (No. 510, Int. No. 480), entitled "An act to confer jurisdiction upon the Court of Claims, to hear, audit and determine the alleged claim of Michael O'Keefe against the State of New York, for damages alleged to have been sustained while in the employ of the State."

Also, Assembly bill introduced by Mr. Wilson (No. 514, Int. No. 484), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Matthew Edgar, William John Edgar, James H. Akin and Thomas Parker against the State of New York for damages arising out of the erection and maintenance of the sewage disposal plant of the Western House of Refuge for Women at Albion, New York."

Also, Assembly bill introduced by Mr. Wemple (No. 631, Int. No. 581), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the C. E. Dibble Company of Schenectady, New York, against the State growing out of the contract between the State of New York and Jay Cady Wemple and George W. Eycleshymer, composing the Schenectady Engineering and Construction Company, for the erection of the buildings known as the State Rochester Industrial School."

Also, Assembly bill introduced by Mr. Francis (No. 717, Int. No. 636), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine an alleged claim of William Conway as administrator of the goods, chattels and credits of James Hendy, deceased, against the State of New York for damages for the death of said James Hendy, deceased."

Also, Assembly bill introduced by Mr. Young (No. 739, Int. No. 658), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Manheim Brown, against the State for damages alleged to have been sustained by him, and to render judgment therefor."

Also, Assembly bill introduced by Mr. Draper (No. 743, Int. No. 662), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of

Lizzie B. Cusick against the State of New York for military services performed by Cornelius C. Cusick."

Also, Assembly bill introduced by Mr. F. J. Gray (No. 805, Int. No. 698), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Rollin Abernethy against the State for damages alleged to have been sustained by him, and to render judgment therefor."

Also, Assembly bill introduced by Mr. A. E. Smith (No. 1184, Int. No. 978), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of any officer or member of the State militia for counsel fees and expenses, and to render judgment therefor."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Mead, from the committee on charitable and religious societies, to which was referred Assembly bill introduced by Mr. Stanley (No. 1274, Int. No. 1047), entitled "An act to amend the charter of the Missionary Society of the Methodist Episcopal Church."

Also, Assembly bill introduced by Mr. Wainwright (No. 1098, Int. No. 907), entitled "An act to amend chapter four hundred and thirty-one of the Laws of eighteen hundred and eighty-four, entitled 'An act to amend the charter of the Saint Vincent's Retreat for the Insane,' in relation to the commitment and care of inebriates."

Also, Assembly bill introduced by Mr. Lansing (No. 1123, Int. No. 927), entitled "An act to amend the Membership Corporations Law, in relation to the consolidation of cruelty corporations."

Also, Assembly bill introduced by Mr. Lansing (No. 1122, Int. No. 926), entitled "An act to consolidate the consolidated corporation now existing under the name of the Mohawk and Hudson River Humane Society with the corporations known as the Saratoga County Society for the Prevention of Cruelty to Animals and the Columbia County Society for the Prevention of Cruelty to

Animals, and to define the powers and duties of the corporation as so consolidated," reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Evans, from the committee on public printing, to which was referred the resolution relative to printing three thousand copies of the memorial proceedings relative to the death of Hon. Henry S. Ambler, reported in favor of the adoption of the following resolution:

Resolved (if the Assembly concur), That the Clerk of the Senate prepare and have printed three thousand copies of the memorial proceedings relative to the death of Hon. Henry S. Ambler, for the use of the Legislature and distributed as follows: Two hundred and fifty copies to the reporters of the Senate and Assembly; two hundred copies to state officers and their deputies; one thousand copies to the Assembly and its officers, and the remainder to the members and officers of the Senate.

Mr. Speaker put the question whether the House would agree to the final passage of said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hackett	Merritt	Smith J E
Allen F E	Crosley	Hammond	Miller	Smith M F
Allen J G	Cunningham	Hamn	Mills	Smith Myron
Apgar	DeGroot	Hapeman	Moreland	Sprenger
Averill	Donohue	Harawitz	Murphy	Stanley
Baldwin	Dowling	Harte	Nolan	Steffens
Bass	Draper	Hartman	Oglesby	Story
Becker	Eagleton	Hastings	Oliver	Surpluss
Beebe	Eckmann	Hoffman	O'Neill	Thompson
Bernstein	Evans	Hooker	Palmer G M	Tompkins
Bird	Farnan	Hooper	Palmer S J	Volk
Bisland	Feth	Kavanagh	Patton	Waddell
Bohan	Filley	Keyes	Phillips	Wade
Boshart	Fish	Knapp	Pratt	Wainwright
Brady	Foelker	Krulewitch	Prentice	Wedemeyer
Brennan	Foster	Lansing	Quinn	Wells
Burnett	Fowler	LaFetra	Rock	Wemple
Burns	Francis	Lee A E	Rogers	West
Burzynski	Fritz	Lee W I	Salomon	Whitley
Carnochan	Gates	Lewis	Santee	Whitney F G
Carrier	Grattan	Long	Schmitt	Whitney G H
Chamberlain	Gray A B	Lupton	Schoeneck	Williams



Charles	Gray F J	Lynch	Schwegler	Wilson
Cohalan	Green	Maher	Scovill	Wood
Colne	Gregory	Maier	Shanahan	Yale
Coon	Gunderman	Matthews	Shuttleworth	Young
Cowan	Gurnett	Mead	Smith A E	

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Wemple, from the committee on revision, to which was referred Senate bill No. 676, Rec. No. 132, and Assembly bill No. 1260, Int. No. 836, entitled "An act to amend section nineteen of chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-eight, entitled 'An act for the government of cities of the second class' relative to the vote required to pass an ordinance for the appropriation of money," reported that they have compared the same and find that they are identical, which report was agreed to and said Senate bill was ordered substituted for said Assembly bill, and placed on the order of third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Lynch (No. 1307, Int. No. 124), entitled "An act to amend chapter three hundred and forty-five of the Laws of eighteen hundred and eighty-eight, entitled 'An act to provide for the relief of the city of Buffalo and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads,' in relation to the commissioners and giving them further powers."

Also, the bill introduced by Mr. Cobb (Senate bill No. 223, Assembly reprint No. 1305, Rec. No. 37), entitled "An act to amend the Code of Civil Procedure, in relation to the sale, mortgaging or leasing of the contingent interests of infants not in being, in real property."

Also, the bill introduced by Mr. Gardner (Senate bill No. 393, Assembly reprint No. 1304, Rec. No. 50), entitled "An act to amend section twenty-five hundred and ten of the Code of Civil Procedure, in relation to the examination of the witnesses to wills."

Also, the bill introduced by Mr. Feth (No. 1329, Int. No. 348),

entitled "An act to provide shelter-houses at transfer stations for passengers on railroads in the county of Kings."

Also, the bill introduced by Mr. F. E. Allen (No. 1315, Int. No. 188), entitled "An act to amend the Labor Law, relative to the use of exhaust fans in factories."

Also, the bill introduced by Mr. Averill (No. 338, Int. No. 312), entitled "An act to prohibit the docking of horses tails, and to require a registry of all docked horses, now in this State."

Also, the bill introduced by Mr. Crosley (No. 1313, Int. No. 604), entitled "An act to authorize the village of Homer, to construct and maintain an artificial outlet for the waters of Barber pond in said village and to close the present outlet and to issue necessary bonds therefor."

Reported the same without recommendations, which report was agreed to and said bills ordered engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Winters (No. 1308, Int. No. 140), entitled "An act to amend the Forest, Fish and Game Law, in relation to pike in the counties of Broome, Tioga, Chemung," reported the same with the following recommendations:

Page 2, line 18, strike out word "pike" following the word "wall-eyed".

Page 2, line 23, strike out ",", after "Tioga" and insert word "and", to be underscored.

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. A. E. Lee (No. 1262, Int. No. 899), entitled "An act to amend the Forest, Fish and Game Law relating to the possession and sale of woodcock, grouse and quail," reported the same with the following recommendation:

Page 2, line 2, underscore the word "except".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Goodsell (Senate No. 352,

Assembly reprint No. 1257, Rec. No. 60), entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for game in Orange county," reported the same with the following recommendation:

Page 2, line 24, underscore word "Sullivan".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Bass (No. 1331, Int. No. 627), entitled "An act to amend the Forest, Fish and Game Law in relation to chief fire warden and foresters," reported the same with the following recommendations:

Page 1, line 6, insert comma after word "five".

Page 2, line 2, insert comma after word "expenses".

Page 2, line 4, underscore "under the authority of the" and insert a comma after "commissioner".

Page 2, line 5, underscore all of line 5 and word "fires" of line 6.

Page 2, line 13, add letter "s" to word "line".

Page 2, line 19, add letter "s" to word "forest".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Schoeneck (No. 393, Int. No. 374), entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-eight, entitled 'An act for the government of cities of the second class,' relative to filling vacancies in the office of supervisor," reported the same with the following recommendations:

Page 1, line 4, strike out "known as", and line 5 insert word "and" after "thirty-three".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Hastings (No. 1258, Int. No. 517), entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for hares and rabbits in Orange county," reported the same with the following recommendation:



Page 2, lines 8 and 9, underscore "there shall be no close season for hares and jack rabbits."

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Winters (No. 1310, Int. No. 472), entitled "An act to amend the Membership Corporation Law by authorizing the deposit with county treasurers of funds for the permanent care of lots in rural cemeteries," reported the same with the following recommendations:

Amend title by putting a comma after word "law".

Page 1, line 4, insert at end of line "A new section to be section sixty-four and to read as follows:"

Page 1, line 5, strike out "the following section".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Santee (No. 1319, Int. No. 291), entitled "An act to amend the Public Health Law and the acts amendatory thereof, in relation to pharmacy," reported the same with the following recommendations:

Amend title by striking out "and the acts amendatory thereof".

Page 1, line 1, insert after words "ninety-eight of" the following "article eleven of chapter six hundred and sixty-one of the Laws of eighteen hundred and ninety-three, entitled 'An act in relation to the public health constituting chapter twenty-five of the general laws,' as amended by chapter six hundred and sixty-seven of the laws of nineteen hundred", and line 6 strike out "so as". Commencing line 1 with "the public health" strike out all to "thereof" of line 5, and strike out "so as" line 6.

Page 3, line 1, put word "poison" in quotation marks.

Page 3, line 6, insert "cocaine" before word "hydroceynaic acid".

Page 3, line 12, insert "conium" after word "hydroceynaic acid".

Page 4, line 15, put quotation marks around word "poison".

Page 5, line 13, insert a comma after word "medicines", and line 14 underscore " ; " after word "salts", and line 18 separate word "salammociac" into "sal ammoniac" and "salsoda" into "sal soda".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. A. B. Gray (No. 1328, Int. No. 162), entitled "An act to amend chapter thirty-three of the Laws of eighteen hundred and ninety-six, entitled 'An act to extend the time for the completion of the Rhinebeck and Rhinecliff Street Surface Railroad Company,' in relation to extension of time to complete," reported the same with the following recommendations:

Page 2, line 7, insert "[six]" after word "and" and underscore word "seven".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Santee (No. 1115, Int. No. 526), entitled "An act to revise the charter of the city of Hornellsville and to change the name thereof," reported the same with the following recommendations:

Page 2, line 4, strike out "marked" and insert "marked" before "basswood".

Page 3, line 2, insert a comma after word "ten".

Page 3, line 3, insert word "the" at end of the line.

Page 3, line 7, insert a comma after word "seven"; line 8, insert word "the" after word "along"; line 10, insert a comma after the word "six"; line 14, capitalize "c" of "city"; line 16, comma at end of line.

Page 6, line 15, insert word "or appointed" after word "elected" and before the comma.

Page 9, line 19, insert a comma after word "pointed".

Page 10, line 8, insert word "be" after "unless he", and line 24, insert word "the" after word "all".

Page 11, line 14, strike out "any pay over".

Page 12, line 22, strike out "city, elected or appointed officer" and insert "city officer, elected or appointed,".

Page 14, line 14, insert word "a" before "valid".

Page 19, line 13, insert a comma after word "otherwise", and the word "except" before word "under".

Page 22, line 14, strike out word "on" and insert word "for".

Page 28, line 14, strike out letter "s" from "supervisors", making it read "supervisor".

Page 33, line 8, insert a comma after word "elsewhere", and line 20, strike out "settle" and insert "account".

Page 34, line 4, strike out "settle" and insert "account".

Page 36, line 2, insert word "such" before word "persons", and line 3, strike out comma after "rendered" and insert a semicolon and capitalize "mercy", and line 4, capitalize "Hospital", and line 6, insert "each time" after the word "report".

Page 37, line 15, strike out comma after "herein" and insert semicolon, and line 21, insert "a" before "department".

Page 39, line 3, insert comma after "first" and after "Chamberlain" and after "year", and lines 13 and 14, capitalize "mercy" and "hospital".

Page 41, line 6, strike out "guardian" and insert "guardian", and line 9, insert comma after word "person".

Page 49, line 16, strike out "settle" and insert "account".

Page 51, line 22, put "chamberlains" in the possessive.

Page 61, line 7, strike out comma after "taxes" and insert comma after "chamberlain".

Page 61, lines 18 and 20, capitalize "mercy" and "hospital".

Page 63, line 14, insert "of public safety" after "commissioners".

Page 64, line 16, insert letter "a" before "policeman", and line 21, insert comma after "clerk".

Page 69, line 11, insert comma after "department".

Page 74, line 23, strike out "foremen" and insert "firemen".

Page 77, line 3, insert a comma after "court".

Page 84, line 24, insert a dash between "night-time".

Page 89, line 12, insert a comma after "services" and line 14, strike out "with" and insert "which".

Page 101, line 9, strike out "regarded" and insert "regraded", and line 12, insert dash "non-agreement".

Page 103, line 25, insert a comma before word "or".

Page 104, line 17, strike out "or" and insert "of".

Page 105, line 1, insert after word "city" and before the period, the following: "and the expense and charges of procuring said bond shall be a charge upon said city".

Page 107, lines 24 and 26, strike out "cleanly" and insert "clean".

Page 108, line 22, strike out semicolon and insert a comma.

Page 112, line 23, strike out letter "s" at end of word "sidewalks".

Page 120, line 25, insert word "all" before word "such".

Page 121, line 2, insert a comma after word "receive".



Page 128, line 1, add "s" to "board" making it "boards".

Page 134, line 1, after word "direct" and before the period insert "and the expense and charges of procuring said bond shall be a charge upon said city".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. West, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act making an appropriation for expenses of the Senate and Assembly." (No. 1323, Int. No. 98.)

"An act to amend the Military Code, relative to miscellaneous provisions." (No. 645, Int. No. 591.)

"An act making an appropriation for heating lighting and plumbing the warden's residence at the Eastern New York Reformatory." (No. 1153, Int. No. 955.)

"An act making appropriations for repairs, renewals and betterments for the several State prisons, the Eastern New York Reformatory, the Matteawan State Hospital for Insane Criminals and the Dannemora State Hospital for Insane Convicts, and reappropriating certain moneys therefor." (No. 1154, Int. No. 956.)

"An act compelling steamboat corporations and railroad corporations to provide transfer facilities for passengers." (No. 1316, Int. No. 668.)

"An act to amend the Forest, Fish and Game Law, in relation to the office and clerical force." (No. 626, Int. No. 376.)

"An act to provide for the payment of the balance due newspapers for the publication of concurrent resolutions of the Legislature of nineteen hundred and five, proposing amendments to the Constitution of this State, and for deficiency in appropriation for the publication of other official notices required to be published as provided by law, which are subject to contract." (No. 363, Int. No. 345.)

"An act to amend the Labor Law, relative to deputy factory inspectors." (No. 403, Int. No. 379.)

"An act to make the office of the county clerk of Cayuga county a salaried office and regulating the management of said office." (No. 1306, Int. No. 272.)

"An act to amend chapter five hundred and nine of the Laws of eighteen hundred and ninety-seven, entitled 'An act to provide for the establishment of a botanic garden and arboretum on park lands in the city of Brooklyn and for the care of the same.'" (No. 1263, Int. No. 584.)

"An act to amend chapter one hundred and six of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' and the acts amendatory thereof, relating to the powers and duties of the president, constitution of the board of trustees, appointment of village attorney, and the village funds known as the general fund and the highway fund." (No. 1264, Int. No. 681.)

"An act to amend the Public Health Law, relative to the number and appointment of members of local boards of health." (No. 1259, Int. No. 258.)

"An act to empower the city of Geneva to borrow money for the payment of certain outstanding notes and issue bonds therefor." (No. 1057, Int. No. 879.)

"An act to authorize the board of estimate and apportionment of the city of New York, to hear, determine, audit and allow the alleged claim of John W. Carpenter for services alleged to have been rendered between the first day of January, nineteen hundred, and the first day of October, nineteen hundred, inclusive, as clerk of the municipal court of said city in the third district of the borough of Brooklyn." (No. 426, Int. No. 402.)

Mr. O'Neill moved that the committee on revision be instructed to report Assembly bill No. 879, Int. No. 277, with the following amendments:

On page three, line fifteen, after the word "society" insert the following: "for ethical, moral or religious improvement or".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

The bill (No. 878) entitled "An act to amend the Stock Corporation Law so as to restrict the holding of stock in transportation companies" (Int. No. 170), having been announced for a second reading.

Mr. Campbell moved to recommit said bill to the committee on the judiciary.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the negative.

AYES 38

NOES 80

Those who voted in the affirmative were:

Agnew	Carrier	Filley	Knapp	Smith Myron
Allen F E	Charles	Gates	Patton	Story
Baldwin	Colne	Gray A B	Phillips	Volk
Bass	Coon	Gunderman	Prentice	Waddell
Boshart	Cox	Hammond	Rogers	Wade
Brady	Crosley	Hapeman	Santee	Wemple
Burnett	Draper	Hooper	Shuttleworth	Williams
Campbell	Farnan	Hubbs		

Those who voted in the negative were:

Beebe	Eagleton	Harte	Merritt	Smith M F
Bernstein	Eckmann	Hartman	Murphy	Sprenger
Bird	Feth	Harvey	Nevins	Stanley
Bisland	Foelker	Hooker	Nolan	Steele
Bohan	Foster	Kavanagh	Oglesby	Surpluss
Brennan	Fowler	Krulewitch	O'Neill	Tompkins
Burns	Francis	Lansing	Palmer G M	Wainwright
Burzynski	Fritz	LaFetra	Pratt	Weber
Carnochan	Grady	Lee A E	Quinn	Wells
Caughlan	Grattan	Lee W I	Reilly	Whitley
Chamberlain	Green	Long	Rock	Whitney G H
Cohalan	Gregory	Lupton	Salomon	Wilson
DeGroot	Gurnett	Lynch	Sammon	Winters
Donohue	Hackett	Maher	Schoeneck	Wood
Dowling	Hamm	Maier	Shanahan	Yale
Dressing	Harawitz	Mead	Smith A E	Young

Said bill was then read the second time.

On motion of Mr. Shanahan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1208) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article fourteen of the Constitution, relating to the adoption of amendments by the people" (Int. No. 585), having been announced for a third reading,



On motion of Mr. Hamn, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 960) entitled "An act to amend the Lien Law in reference to the foreclosure of lien" (Int. No. 806), having been announced for a third reading.

Mr. Merritt moved that said bill be recommitted to the committee on general laws, with instructions to report the same forthwith amended as follows:

Page 1, line 10, after word "lienor" insert ", and cannot after due diligence be ascertained".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Merritt, from the committee on general laws, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1055) entitled "An act to amend the Code of Civil Procedure, in relation to the appointment and compensation of a stenographer for the surrogate's court of Sullivan county" (Int. No. 877), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Miller	Smith M F
Allen F E	Crosley	Hapeman	Mills	Smith Myron
Allen J G	Cunningham	Harawitz	Moreland	Sprenger
Apgar	DeGroot	Harte	Murphy	Stanley
Averill	Donohue	Hartman	Nevins	Steele
Baldwin	Dowling	Hastings	Nolan	Steffens
Bass	Draper	Hoffman	Oglesby	Story
Becker	Eagleton	Hooker	Oliver	Surpless
Bedell	Eckmann	Hooper	O'Neill	Thompson
Beebe	Evans	Hubbs	Palmer G M	Tompkins
Bernstein	Farnan	Kavanagh	Palmer S J	Volk
Bird	Feth	Keyes	Patton	Waddell
Bisland	Filley	Knapp	Phillips	Wade

Bohan	Fish	Krulewitch	Pratt	Wainwright
Boshart	Foelker	Lansing	Prentice	Weber
Brady	Foster	LaFetra	Quinn	Wedemeyer
Brennan	Fowler	Lee A E	Rock	Wells
Burnett	Francis	Lee W I	Rogers	Wemple
Burns	Fritz	Lewis	Salomon	West
Burzynski	Gates	Long	Santee	Whitley
Carnochan	Grattan	Lupton	Schmitt	Whitney F G
Carrier	Gray A B	Lynch	Schoeneck	Whitney G H
Caughlan	Gray F J	Maher	Schwegler	Williams
Chamberlain	Green	Maier	Scovill	Wilson
Charles	Gregory	Matthews	Shanahan	Winters
Cohalan	Gunderman	McGuire	Shuttleworth	Wood
Colne	Gurnett	Mead	Smith A E	Yale
Coon	Hackett	Merritt	Smith J E	Young
Cowan	Hammond			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1048) entitled "An act to amend chapter twenty-seven of the Laws of eighteen hundred and seventy-five, entitled 'An act to designate the holidays to be observed in the acceptance and payment of bills of exchange, bank checks and promissory notes,' designating Columbus' Day as a public holiday" (Int. No. 870), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 1

Those who voted in the affirmative were:

Allen F E	Cowan	Hamn	Miller	Smith J E
Allen J G	Cox	Hapeman	Mills	Smith M F
Apgar	Crosley	Harawitz	Murphy	Smith Myron
Averill	Cunningham	Hartman	Nevins	Sprenger
Baldwin	DeGroot	Harvey	Norton	Steele
Bass	Donohue	Hastings	Oglesby	Steffens
Becker	Dowling	Hoffman	Palmer G M	Story
Beebe	Eagleton	Hooker	Palmer S J	Surplus
Bernstein	Eckmann	Hooper	Patton	Thompson
Bird	Evans	Hubbs	Phillips	Volk
Bisland	Farnan	Kavanagh	Pratt	Waddell
Bohan	Filley	Keyes	Prentice	Wade
Boshart	Fish	Knapp	Quinn	Wainwright
Brady	Foelker	Krulewitch	Reilly	Weber
Burnett	Fowler	LaFetra	Rock	Wedemeyer

Burns	Francis	Lee A E	Rogers	Wemple
Campbell	Grady	Lee W I	Salomon	West
Carnochan	Gray A B	Lewis	Sammon	Whitley
Carrier	Gray F J	Lupton	Santee	Whitney F G
Caughlan	Green	Lynch	Schmitt	Whitney G H
Chamberlain	Gregory	Maher	Schoeneck	Williams
Charles	Gunderman	Maier	Scovill	Wilson
Cohalan	Gurnett	McGuire	Shanahan	Wood
Colne	Hackett	Mead	Shuttleworth	Yale
Coon	Hammond	Merritt	Smith A E	Young

In the negative:

Agnew

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1067) entitled "An act to amend the Code of Civil Procedure relating to the limitation of actions for alienation of husband's or wife's affections" (Int. No. 889), having been announced for a third reading,

On motion of Mr. Draper, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 14) entitled "An act to enlarge and further the objects and purposes of the Henry Bergh Humane Society, a corporation organized under the laws of the State of New York on the eighteenth day of October, nineteen hundred and four" (Int. No. 14), having been announced for a third reading,

Mr. Francis moved that said bill be recommitted to the committee on charitable and religious societies, with instructions to report the same forthwith amended as follows:

Amend by adding to title, after the word "four" the words "and to change the name of said society".

Add a new section to be known as "Section 1," said section to read "The name of the Henry Bergh Humane Society is hereby changed to New York City Humane Society."

The present section 1 to read section 2.

The present section 2 to read section 3.

The present section 3 to read section 4.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.



Mr. Mead, from the committee on charitable and religious societies, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 383) entitled "An act to amend the Code of Civil Procedure, relative to the length of time to publish notice" (Rec. No. 64), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Mills	Smith A E
Allen F E	Crosley	Hamn	Moreland	Smith J E
Allen J G	Cunningham	Hapeman	Murphy	Smith Myron
Apgar	DeGroot	Harawitz	Nevins	Sprenger
Averill	Donohue	Hartman	Nolan	Stanley
Baldwin	Draper	Hastings	Norton	Steele
Bass	Dressing	Hoffman	Oglesby	Steffens
Becker	Eagleton	Hooker	Oliver	Story
Bedell	Evans	Hooper	O'Neill	Surpless
Beebe	Farnan	Hubbs	Palmer S J	Thompson
Bernstein	Feth	Kavanagh	Patton	Volk
Bird	Filley	Keyes	Phillips	Waddell
Bisland	Fish	Knapp	Pratt	Wade
Bohan	Foster	Krulewitch	Prentice	Wainwright
Boshart	Fowler	Lansing	Quinn	Weber
Brady	Francis	LaFetra	Reilly	Wedemeyer
Brennan	Fritz	Lee A E	Rock	Wells
Burnett	Gates	Lee W I	Rogers	Wemple
Burns	Grady	Lewis	Salomon	West
Burzynski	Grattan	Lupton	Sammon	Whitley
Carnochan	Gray A B	Maher	Santee	Whitney F G
Carrier	Gray F J	Matthews	Schoeneck	Williams
Caughlan	Green	McGuire	Schwegler	Wilson
Charles	Gregory	Mead	Scovill	Winters
Colne	Gunderman	Merritt	Shanahan	Wood
Coon	Hackett	Miller	Shuttleworth	Young
Cowan				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Hammond moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

By direction of the Speaker the Clerk called the roll, when the following members responded:

Agnew	Crosley	Hamn	Merritt	Shuttleworth
Allen F E	Cunningham	Hapeman	Miller	Smith A E
Allen J G	DeGroot	Harawitz	Moreland	Smith J E
Apgar	Donohue	Harte	Murphy	Smith M F
Averill	Dowling	Hartman	Nevins	Smith Myron
Baldwin	Draper	Harvey	Nolan	Stanley
Bass	Dressing	Hastings	Oglesby	Steele
Becker	Eagleton	Hooker	Oliver	Steffens
Beebe	Eckmann	Hooper	O'Neill	Story
Bird	Evans	Hubbs	Palmer G M	Surpluss
Bisland	Farnan	Kavanagh	Palmer S J	Thompson
Boshart	Feth	Keyes	Patton	Tompkins
Brennan	Filley	Knapp	Phillips	Volk
Burnett	Foelker	Krulewitch	Pratt	Waddell
Burns	Foster	Lansing	Prentice	Wade
Burzynski	Fowler	LaFetra	Quinn	Wainwright
Campbell	Francis	Lee A E	Reilly	Wells
Carnochan	Fritz	Lee W I	Rock	Wemple
Carrier	Gates	Long	Rogers	Whitney F G
Caughlan	Grady	Lupton	Salomon	Whitney G H
Chamberlain	Grattan	Lynch	Sanimon	Williams
Charles	Green	Maher	Santee	Wilson
Cohalan	Gregory	Maier	Schoeneck	Wood
Colne	Gunderman	Matthews	Schwogler	Yale
Coon	Hackett	McGuire	Scovill	Young
Cox	Hammond	Mead		

Mr. Moreland moved that the call of the House be made a close call.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

The Senate bill (No. 676) entitled "An act to amend section nineteen of chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-eight, entitled 'An act for the government of cities of the second class,' relative to the vote required to pass an ordinance for the appropriation of money" (Rec. No. 132), having been announced for a third reading,

Debate was had thereon, when

Mr. Moreland moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 97

NOES 32

Those who voted in the affirmative were:

Agnew	Crosley	Hapeman	Miller	Sprenger
Allen F E	Cunningham	Harte	Moreland	Stanley
Allen J G	DeGroot	Hartman	Murphy	Steele
Apgar	Donohue	Harvey	Nevins	Story
Averill	Dowling	Hastings	O'Neill	Surpless
Baldwin	Draper	Hooker	Palmer S J	Volk
Bass	Evans	Hooper	Patton	Waddell
Becker	Farnan	Hubbs	Phillips	Wade
Beebe	Filley	Knapp	Pratt	Wainwright
Bisland	Foelker	Krulewitch	Prentice	Weber
Boshart	Foster	Lansing	Rock	Wells
Brady	Fowler	Lee W I	Rogers	Wemple
Brennan	Francis	Long	Santee	Whitley
Burnett	Gates	Lupton	Schoeneck	Whitney F G
Carrier	Grattan	Maher	Scovill	Whitney G H
Chamberlain	Green	Maier	Shuttleworth	Williams
Charles	Gregory	Matthews	Smith J E	Wilson
Colne	Gunderman	Mead	Smith M F	Wood
Coon	Hammond	Merritt	Smith Myron	Young
Cox	Hann			

Those who voted in the negative were:

Bernstein	Cohalan	Harawitz	Nolan	Salomon
Bird	Dressing	Kavanagh	Oglesby	Schwegler
Bohan	Eagleton	Keyes	Oliver	Shanahan
Burns	Fritz	LaFetra	Palmer G M	Smith A E
Campbell	Grady	Lee A E	Quinn	Thompson
Carnochan	Gurnett	Lynch	Reilly	Tompkins
Caughlan	Hackett			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Moreland moved that all further proceedings under the close call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Wainwright called up the bill (No. 870, Int. No. 464) entitled "An act to amend chapter eight hundred and eighteen of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Port Chester,' in relation to bond issues



and the road district," heretofore recalled from the Governor pursuant to concurrent resolution of the Senate and Assembly.

Said bill having been announced,

Mr. Wainwright moved to reconsider the vote by which said bill was passed.

Mr. Speaker put the question whether the House would agree to the reconsideration of the vote on the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hamn	Miller	Smith M F
Allen F E	Cunningham	Hapeman	Mills	Smith Myron
Allen J G	DeGroot	Harawitz	Moreland	Stanley
Apgar	Donohue	Harte	Murphy	Steele
Averill	Dowling	Hartman	Nevins	Steffens
Baldwin	Draper	Hastings	Nolan	Story
Bass	Eagleton	Hoffman	Oglesby	Surpless
Becker	Eckmann	Hooker	Oliver	Thompson
Beebe	Evans	Hooper	O'Neill	Tompkins
Bird	Farnan	Hubbs	Palmer G M	Volk
Bisland	Feth	Kavanagh	Palmer S J	Waddell
Bohan	Filley	Keyes	Patton	Wade
Boshart	Fish	Knapp	Phillips	Wainwright
Brady	Foelker	Krulewitch	Pratt	Weber
Brennan	Foster	Lansing	Prentice	Wedemeyer
Burnett	Fowler	LaFetra	Quinn	Wells
Burns	Francis	Lee A E	Rock	Wemple
Burzynski	Fritz	Lee W I	Rogers	West
Carnochan	Gates	Lewis	Salomon	Whitley
Carrier	Grattan	Long	Santee	Whitney F G
Caughlan	Gray A B	Lupton	Schmitt	Whitney G H
Chamberlain	Gray F J	Lynch	Schoeneck	Williams
Charles	Green	Maher	Schwegler	Wilson
Cohalan	Gregory	Maier	Scovill	Winters
Colne	Gunderman	Matthews	Shanahan	Wood
Coon	Gurnett	McGuire	Shuttleworth	Yale
Cowan	Hackett	Mead	Smith A E	Young
Cox	Hammond	Merritt	Smith J E	

Mr. Wainwright moved that said bill be recommitted to the committee on affairs of villages, with instructions to report the same forthwith amended as follows:

Inserting after the word "to" in line 3, of the title the words "meetings of trustees," and after the word "and", in line 4 of the title, the words "tax for".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Steele, from the committee on affairs of villages, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 13, 1906.*

Whereas, At her residence in the city of Rochester, at an early hour this morning, the career of Miss Susan B. Anthony came to a close, and

Whereas, Because of the distinguished character of her services, during the eighty-six years of her life, she had become one of the most famous and remarkable women of her time; and

Whereas, Because of her unceasing labor, undaunted courage and unselfish devotion to many philanthropic purposes and the cause of equal political rights for women, her death creates a loss which will be mourned, not alone in this country, but throughout the world;

Therefore, resolved (if the Assembly concur), That the sympathy of the people of the State be extended to her family in their bereavement, and that a copy hereof be transmitted to her sister, Miss Mary S. Anthony, at Rochester, N. Y.

By order of the Senate,

L. B. GLEASON,  
*Clerk.*

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

By unanimous consent, Mr. Lynch offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the Senate bill (No. 625, Rec. No. 135) entitled "An act to amend chapter three hundred and fifty-five of the Laws of eighteen hundred and eighty-eight, entitled 'An act to provide for the relief of the city of Buffalo and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads,' in relation to the commissioners and giving them further powers."

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

On motion of Mr. Lynch, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Lynch, said bill was referred to the committee on revision, to compare with the Assembly bill (No. 1307, Int. No. 124), same title and subject, now on the order of third reading, and report if the same are identical, and if found identical, that said Senate bill be substituted for said Assembly bill.

The Senate returned the concurrent resolution in relation to the printing of additional copies of the report of the joint committee of the Senate and Assembly appointed to investigate the affairs of life insurance companies, and the bills introduced by said special committee, with a message that they have concurred in the amendments of the Assembly thereto.

Ordered, That the Clerk return said resolution to the Senate.

The Senate returned the bill (No. 268, Int. No. 268) entitled "An act to amend chapter three hundred and forty-eight of the Laws of nineteen hundred and one, entitled 'An act to provide for sewer systems outside incorporated villages or cities,' in relation to paying necessary expenses," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Geo. B. McClellan, mayor of the city of New York, returning Assembly bill (No. 437, Int. No. 100) entitled "An act to amend the Code of Civil Procedure with respect to the city court of the city of New York and to provide for an additional stenographer therefor," with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

The privileges of the floor were extended to Hon. James Sheldon.

Mr. Hoffman was excused for the remainder of the week.

On motion of Mr. Moreland, the House adjourned.



## THURSDAY, MARCH 15, 1906.

The House met pursuant to adjournment.

Prayer by Rev. T. H. Reynolds.

On motion of Mr. Moreland, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend the Forest, Fish and Game Law, in relation to actions for penalties by the people" (No. 188, Rec. No. 139), which was read the first time and referred to the committee on fisheries and game.

"An act to amend chapter fourteen of the Laws of eighteen hundred and eighty, entitled 'An act to further amend chapter one hundred and forty-three of the Laws of eighteen hundred and sixty-one, entitled "An act to amend and consolidate the several acts in relation to the charter of the city of Rochester," and to consolidate therewith the several acts in relation to the charter of said city'" (No. 578, Rec. No. 140), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Consolidated School Law, in relation to the apportionment of the free school fund" (No. 680, Rec. No. 141), which was read the first time and referred to the committee on public education.

"An act to amend section three hundred and ninety-five of the Greater New York charter relating to permits for construction of private sewers" (No. 685, Rec. No. 142), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section two hundred and seven of chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the municipal court of the city of New York, its officers and marshals,' in relation to commissions" (No. 684, Rec. No. 143), which was read the first time and referred to the committee on affairs of cities.

"An act to provide for a commission to inquire into the operation of the Banking Law of the State; the administration thereof

by the State Banking Department, and the expediency of revising or amending said law, and making an appropriation for the purposes of said commission" (No. 704, Rec. No. 144), which was read the first time and referred to the committee on ways and means.

"An act to amend section thirty-two hundred and thirty of the Code of Civil Procedure, relating to costs in an action" (No. 703, Rec. No. 145), which was read the first time and referred to the committee on codes.

"An act for the promotion of agriculture and making an appropriation therefor" (No. 358, Rec. No. 146), which was read the first time and referred to the committee on ways and means.

Mr. J. G. Allen introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to stenographers' fees" (Int. No. 1183), which was read the first time and referred to the committee on codes.

Mr. Averill introduced a bill entitled "An act providing for the removal to the Monroe County Hospital of persons held under arrest in Monroe county, but not convicted, who are presumably insane or in need of hospital treatment" (Int. No. 1184), which was read the first time and referred to the committee on the judiciary.

Mr. Cox introduced a bill entitled "An act to authorize the board of estimate and apportionment of the city of New York to hear, determine, audit and allow claims of certain persons for services as probation officers in the city of New York, and directing the Comptroller to pay such claims as may be allowed for such services by said board" (Int. No. 1185), which was read the first time and referred to the committee on the judiciary.

Mr. Dowling introduced a bill entitled "An act to amend the Greater New York charter relative to the acquirement and operation of ferries and the acquirement of property therefor" (Int. No. 1186), which was read the first time and referred to the committee on affairs of cities.

Mr. Eckmann introduced a bill entitled "An act to repeal chapter seven hundred and fifty-two of the Laws of nineteen hundred

and four, entitled 'An act to amend the General Municipal Law in relation to the acquisition of water rights' (Int. No. 1187), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Filley introduced a bill entitled "An act to amend chapter two hundred and fifty-nine of the Laws of nineteen hundred, entitled 'An act to change the name of the justices' court of the city of Troy to the city court of Troy, to prescribe the manner of the appointment of the clerk thereof, and of marshals and attendants upon said court, to increase the jurisdiction thereof, to abolish the office of constable in the city of Troy, and to regulate the practice in said court,' as amended by chapter six hundred and seventy-four of the Laws of nineteen hundred and one" (Int. No. 1188), which was read the first time and referred to the committee on the judiciary.

Mr. Hapeman introduced a bill entitled "An act to amend the Military Code, relative to uniforms and equipments for the National Guard and Naval Militia" (Int. No. 1189), which was read the first time and referred to the committee on military affairs.

Mr. Harvey introduced a bill entitled "An act to repeal chapter nine hundred and forty-two of the Laws of eighteen hundred and ninety-six, entitled 'An act relative to the supply of pure and wholesome water in certain counties in the State'" (Int. No. 1190), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Mead introduced a bill entitled "An act to incorporate the trustees of the William Crosswell Doane Fund for Christian Work in the Diocese of Albany" (Int. No. 1191), which was read the first time and referred to the committee on charitable and religious societies.

Mr. Salomon introduced a bill entitled "An act to amend the Greater New York charter, relative to claims against the city of New York" (Int. No. 1192), which was read the first time and referred to the committee on affairs of cities.

Mr. Sammon introduced a bill entitled "An act directing that all articles of canned food shall bear a stamp of date when same



was preserved" (Int. No. 1193), which was read the first time and referred to the committee on public health.

Mr. Stanley introduced a bill entitled "An act to amend the Labor Law, being an act in relation to labor, constituting chapter thirtyt-two of the general laws relative to inspection of mines, tunnels and quarries" (Int. No. 1194), which was read the first time and referred to the committee on labor and industries.

Also, "An act to amend the Tax Law, in relation to taxation of the personal property of nonresidents" (Int. No. 1195), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Cox introduced a bill entitled "An act to repeal sections three hundred and eighty-four-b and three hundred and eighty-four-c of chapter one hundred and five of the Laws of the year eighteen hundred and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' as amended by chapter six hundred and twenty-seven of the Laws of the year nineteen hundred and one, in relation to the police justice" (Int. No. 1196), which was read the first time and referred to the committee on the judiciary.

Mr. Agnew introduced a bill entitled "An act to amend section fifteen hundred and fifty-four of the Greater New York charter with respect to the purchase of patented articles" (Int. No. 1197), which was read the first time and referred to the committee on affairs of cities.

Mr. Bernstein (by request) introduced a bill entitled "An act to prohibit the erection of a monument or statue to any emperor, king, prince, sovereign, potentate, monarch or spy of any foreign county" (Int. No. 1198), which was read the first time and referred to the committee on general laws.

Mr. Burnett introduced a bill entitled "An act enabling the board of supervisors of the county of Ontario to appoint and pay a county bacteriologist" (Int. No. 1199), which was read the first time and referred to the committee on internal affairs.

Mr. Hartman introduced a bill entitled "An act authorizing the board of education of the city of New York to provide for the construction of swimming pools and the employment of in-

structors thereat " (Int. No. 1200), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Code of Civil Procedure in relation to regulating the removal or locking of gas meters and suspension of gas service " (Int. No. 1201), which was read the first time and referred to the committee on codes.

Mr. A. E. Lee introduced a bill entitled "An act to amend chapter one hundred and twenty of the Laws of eighteen hundred and eighty-six, entitled 'An act to revise the charter of the city of Lockport,' and the several acts amendatory thereof and supplemental thereto in relation to the payment of the bond of the city treasurer, and to the amounts to be raised by general taxation for the purposes of the board of health, and for the purpose of garbage collection " (Int. No. 1202), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend the Stock Corporation Law, relative to prohibited transfers to officers or stockholders of foreign corporations " (Int. No. 1203), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Code of Civil Procedure relating to actions on judgments " (Int. No. 1204), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Code of Civil Procedure, relating to the examination of foreign corporations in proceedings supplementary to execution " (Int. No. 1205), which was read the first time and referred to the committee on codes.

Mr. Moreland introduced a bill entitled "An act to reappropriate the unexpended balance of an appropriation made by chapter six hundred and fifty-five of the Laws of nineteen hundred and four, to establish a State College of Agriculture at Cornell University " (Int. No. 1206), which was read the first time and referred to the committee on ways and means.

Mr. Stanley introduced a bill entitled "An act to amend the Tenement-house Act in relation to buildings of a certain character " (Int. No. 1207), which was read the first time and referred to the committee on affairs of cities.

Mr. DeGroot introduced a bill entitled "An act to amend section one of chapter sixty-two of the Laws of eighteen hundred and ninety-seven, entitled 'An act to authorize the appointment of a county detective in counties of more than one hundred and twenty-five thousand inhabitants and to fix the compensation of such detective,' as amended by chapter five hundred and thirty-two of the Laws of nineteen hundred" (Int. No. 1208), which was read the first time and referred to the committee on internal affairs.

By unanimous consent, Mr. Cox introduced a bill entitled "An act to amend the Public Health Law in relation to the practice of osteopathy" (Int. No. 1210), which was read the first time and referred to the committee on public health.

By unanimous consent, Mr. DeGroot introduced a bill entitled "An act to amend the General Corporation Law with regard to the residence of members and of trustees or directors, of non-stock corporations heretofore incorporated by special act" (Int. No. 1211), which was read the first time and referred to the committee on the judiciary.

Mr. Fish introduced a bill entitled "An act to provide for the construction of a vertical retaining wall on the westerly side of the Oneida feeder to the Erie canal, between the north line of Cedar street and the bridge over said feeder connecting Spring street and Elizabeth street, in the city of Oneida, and making an appropriation therefor" (Int. No. 1212), which was read the first time and referred to the committee on ways and means.

Mr. Moreland, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Moreland (No. 1289, Int. No. 1064), entitled "An act to reappropriate certain unexpended balances of former appropriations."

Also, Assembly bill introduced by Mr. Knapp (No. 594, Int. No. 545), entitled "An act to authorize the Comptroller of the State of New York to hear and determine the application of Martin V. B. Turner for the cancellation of the tax sale of eighteen hundred and ninety of a certain forty acres of land in lot



number eight of township number three, in the old military tract, in the town of Black Brook, county of Clinton."

Also, Assembly bill introduced by Mr. Patton (No. 856, Int. No. 737), entitled "An act to provide for the repair and improvement of existing mechanical and other structures and works on and connected with the canals of this State."

Also, Assembly bill introduced by Mr. Moreland (No. 1357, Int. No. 1103), entitled "An act making an appropriation for the promotion of agriculture."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Moreland, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Agnew (No. 523, Int. No. 490), entitled "An act to amend chapter seven hundred and twenty-three of the Laws of nineteen hundred and five, entitled 'An act to establish a State water commission and to define its powers and duties and making an appropriation therefor,' generally," reported the same with the following amendments:

Page 4, lines 4 and 5, strike out the words "persons water works corporations".

Page 4, line 16, strike out the words "person water works corporation".

Page 4, lines 23 and 24 strike out the words "persons water works corporations".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Moreland, from the committee on ways and means, to which was recommitted Assembly bill introduced by Mr. Sprenger (No. 974, Int. No. 651), entitled "An act to amend the Forest, Fish and Game Law by providing additional game protection for Jamaica bay and adjacent waters on Long Island and making an appropriation therefor," reported the same with the following amendment:

Page 2, line 5, strike out the word "three".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Moreland, from the committee on ways and means, to which was referred Senate bill introduced by Mr. Malby (No. 271, Rec. No. 26), entitled "An act making an appropriation for the rebuilding of the sewerage system, and other repairs, to the quarantine establishment on Swinburne island."

Also, Senate bill introduced by Mr. Elsberg (No. 40, Rec. No. 2), entitled "An act making an appropriation to the Forest, Fish and Game Commission for the payment of the salary and expenses of the special assistant oyster protector for the fiscal year ending on the first day of October nineteen hundred and six."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, reports by bill entitled "An act to establish and maintain a seaside park for the health and recreation of the citizens of the city of New York" (Int. No. 1209), which was read the first time, and said committee reports in favor of the passage of the same without amendment, which report was agreed to and said bill ordered printed and placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Dowling (No. 1054, Int. No. 876), entitled "An act in relation to walls of buildings encroaching upon any street, avenue or public place in the county of Kings."

Also, Assembly bill introduced by Mr. A. E. Smith (No. 390, Int. No. 371), entitled "An act to authorize the police commissioner of the city of New York, in his discretion, to reopen the investigation of the legality of the appointment of Joseph Devlin as a member of the police department and force of the city of New York to make a reinvestigation of the same and to reinstate or restore him as a roundsman in the police department and force of said city."

Also, Assembly bill introduced by Mr. Gunderman (No. 410, Int. No. 386), entitled "An act to authorize the city of Ithaca to issue its bonds for the payment of unsecured and floating indebtedness of said city existing on the first day of January, nineteen hundred and six."

Also, Assembly bill introduced by Mr. Hammond (No. 469, Int. No. 439), entitled "An act in relation to the water supply and water department of the city of Syracuse."

Also, Assembly bill introduced by Mr. Story (No. 531, Int. No. 498), entitled "An act to amend section eighteen of the Greater New York charter, with respect to the salaries of the aldermen."

Also, Assembly bill introduced by Mr. Cohalan (No. 929, Int. No. 775), entitled "An act empowering the comptroller of the city of New York to refund to the Roman Catholic church of Saint Martin of Tours, or the trustees thereof, moneys paid as assessments for public improvements upon certain real property belonging to said church in the borough of the Bronx, New York city."

Also, Assembly bill introduced by Mr. LaFetra (No. 936, Int. No. 782), entitled "An act to amend chapter five hundred and thirty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act providing for ascertaining and paying the amount of damages to lands and buildings suffered by reason of changes of grade of streets or avenues, made pursuant to chapter seven hundred and twenty-one of the Laws of eighteen hundred and eighty-seven, providing for the depression of railroad tracks in the Twenty-third and Twenty-fourth wards in the city of New York, or otherwise,' as amended by chapter five hundred and sixty-seven of the Laws of eighteen hundred and ninety-four, relative to the investigation of claims."

Also, Assembly bill introduced by Mr. Stanley (No. 945, Int. No. 791), entitled "An act to amend the Greater New York charter relative to the publication and distribution of reports of city departments."

Also, Assembly bill introduced by Mr. Prentice (No. 1291, Int. No. 1066), entitled "An act to amend the Greater New York



charter in relation to employment and payment of inspectors of removals of pavements or disturbances of surface of streets."

Also, Assembly bill introduced by Mr. Whitley (No. 1296, Int. No. 1071), entitled "An act to amend chapter three hundred and forty-seven of the Laws of eighteen hundred and ninety, entitled 'An act to provide for the payment of the cost and expenses of the construction of a trunk sewer on the east side of the Genesee river in the city of Rochester, by the issue of bonds of said city, and providing for the payment of said bonds by local assessments.'"

Also, Assembly bill introduced by Mr. Young (No. 210, Int. No. 210), entitled "An act in relation to the salaries of the record clerks of the court of general sessions of the peace in and for the county of New York."

Also, Assembly bill introduced by Mr. Gates (No. 372, Int. No. 355), entitled "An act to authorize the city of Utica to construct a general system of storm-water drainage, and to borrow money to pay for the same."

Also, Assembly bill introduced by Mr. Young (No. 738, Int. No. 657), entitled "An act authorizing the board of estimate and apportionment of the city of New York to allow, and authorizing and directing the comptroller of the said city to pay certain claims incurred for the maintenance of the municipal court of the city of New York, twelfth district, Manhattan borough, during the year nineteen hundred and three."

Also, Assembly bill introduced by Mr. Bedell (No. 763, Int. No. 666), entitled "An act to amend chapter five hundred and seventy-two of the Laws of nineteen hundred and two, entitled 'An act to revise and amend an act to incorporate the city of Middletown and the acts amendatory thereof,' in relation to boundaries."

Also, Assembly bill introduced by Mr. Bernstein (No. 764, Int. No. 667), entitled "An act to amend section two hundred and seven of chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the municipal

court of the city of New York, its officers and marshals,' in relation to commissions."

Also, Assembly bill introduced by Mr. F. E. Allen (No. 928, Int. No. 774), entitled "An act to authorize the common council of the city of Binghamton to raise money to be appropriated towards the expenses of celebrating, in the year nineteen hundred and six, the centennial of the founding of the county of Broome."

Also, Assembly bill introduced by Mr. Young (No. 950, Int. No. 796), entitled "An act to amend the Greater New York charter relative to the department of health pension fund."

Also, Assembly bill introduced by Mr. Gates (No. 1009, Int. No. 844), entitled "An act to amend chapter eighteen of the Laws of eighteen hundred and sixty-two, entitled 'An act to revise the charter of the city of Utica,' and the several acts amendatory thereof relative to the office hours of the city treasurer."

Also, Assembly bill introduced by Mr. Gates (No. 1010, Int. No. 845), entitled "An act to create and establish a policemen's relief and pension fund for the police department of the city of Utica and authorizing the granting and payment of relief and pensions to the officers and members of said department entitled thereto."

Also, Assembly bill introduced by Mr. Weber (No. 1017, Int. No. 852), entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the municipal court of the city of New York, its officers and marshals,' relative to jurors and trials by jury."

Also, Assembly bill introduced by Mr. Draper (No. 1031, Int. No. 859), entitled "An act to amend chapter three hundred of the Laws of nineteen hundred and four, entitled 'An act to revise and consolidate the several acts relative to the city of Niagara Falls,' relative to various sections thereof, to insert a new section therein relating to the issuance of certificates of indebtedness for the payment of the cost of paving street intersections, and to repeal sections two hundred and fourteen and two hundred and fifteen of said chapter."

Also, Assembly bill introduced by Mr. DeGroot (No. 1061, Int. No. 883), entitled "An act to amend the Greater New York charter, relative to the collection of assessments for local improvements in Queens county."

Also, Assembly bill introduced by Mr. Prentice (No. 1093, Int. No. 902), entitled "An act to amend the Greater New York charter, relative to the police department."

Also, Assembly bill introduced by Mr. O'Neill (No. 1128, Int. No. 932), entitled "An act to amend the Greater New York charter, relative to the powers of city magistrates."

Also, Assembly bill introduced by Mr. DeGroot (No. 1152, Int. No. 954), entitled "An act to amend the Greater New York charter, relative to assistant clerks in certain municipal court districts in the borough of Queens."

Also, Assembly bill introduced by Mr. Stanley (No. 1273, Int. No. 1046), entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and the comptroller of said city to pay Ernest H. Jurgens compensation for services rendered to said city in the law department, in the years eighteen hundred and ninety-nine and nineteen hundred, as an office boy."

Also, Assembly bill introduced by Mr. Grattan (No. 1283, Int. No. 1058), entitled "An act to amend section twenty-five, title four, chapter nine hundred and five, Laws of eighteen hundred and ninety-six, entitled 'An act to incorporate the city of Water-vliet,' relative to local assessments."

Also, Assembly bill introduced by Mr. Hammond (No. 1255, Int. No. 1023), entitled "An act in relation to the municipal court of the city of Syracuse."

Also, Assembly bill introduced by Mr. Grattan (No. 1238, Int. No. 1021), entitled "An act to amend chapter six hundred and seventy-one of the Laws of eighteen hundred and ninety-two, entitled 'An act to revise, consolidate and amend the several acts relating to the government of the city of Cohoes,' in relation to the superintendent of water works."

Also, Assembly bill introduced by Mr. Grattan (No. 1237, Int.



No. 1020), entitled "An act to amend chapter six hundred and seventy-one of the Laws of eighteen hundred and ninety-two, entitled 'An act to revise, consolidate and amend the several acts relating to the government of the city of Cohoes,' in relation to the appointment of a clerk of the board of water commissioners, and the salary of such clerk."

Also, Assembly bill introduced by Mr. Dowling (No. 1176, Int. No. 970), entitled "An act to amend section fifteen hundred and seventy-one of the Greater New York charter, relating to the office of coroner."

Also, Assembly bill introduced by Mr. Averill (No. 1141, Int. No. 945), entitled "An act to amend chapter fourteen of the Laws of eighteen hundred and eighty, entitled 'An act to further amend chapter one hundred and forty-three of the Laws of eighteen hundred and sixty-one, entitled "An act to amend and consolidate the several acts in relation to the charter of the city of Rochester," and to consolidate therewith the several acts in relation to the charter of said city.'"

Also, Assembly bill introduced by Mr. Wainwright (No. 1134, Int. No. 938), entitled "An act to amend the charter of the city of New Rochelle, in relation to the official bonds of city officers."

Also, Assembly bill introduced by Mr. Wainwright (No. 1132, Int. No. 936), entitled "An act to amend the charter of the city of New Rochelle in relation to the general fund."

Also, Assembly bill introduced by Mr. Schoeneck (No. 1096, Int. No. 905), entitled "An act to amend chapter twenty-six of the Laws of eighteen hundred and eighty-five, entitled 'An act to revise, amend and consolidate the several acts relative to the city of Syracuse, and to revise and amend the charter of said city.'"

Also, Assembly bill introduced by Mr. Schoeneck (No. 1095, Int. No. 904), entitled "An act to amend chapter six hundred and fifty-nine of the Laws of nineteen hundred and five, entitled 'An act to provide for the erection of a new high school in the city of Syracuse.'"

Also, Assembly bill introduced by Mr. Rogers (No. 1094, Int. No. 903), entitled "An act to amend chapter two hundred and fourteen of the Laws of eighteen hundred and eighty-eight, entitled 'An act to revise the charter of the city of Binghamton,' relative to funds to be raised for certain purposes."

Also, Assembly bill introduced by Mr. Hammond (No. 1087, Int. No. 896), entitled "An act to amend chapter six hundred and eighty-one of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of finance of the city of Syracuse.'"

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was recommitted Assembly bill introduced by Mr. Filley (No. 1042, Int. No. 625), entitled "An act to establish a retirement fund for pensioning retired teachers, supervisors, superintendents and principals of the public schools in the city of Troy, including union free school district number one of the town of Lansingburgh, and to regulate the collection, management and disbursement thereof," reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was recommitted Assembly bill introduced by Mr. Fish (No. 1039, Int. No. 446), entitled "An act to amend section sixty-four of chapter two hundred and twenty-five of the Laws of nineteen hundred and one, entitled 'An act to incorporate the city of Oneida,' in relation to officers who shall not act as attorney or counsel against the city, and to amend section fourteen of said act in relation to the salaries of chief of police and patrolmen," reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Wade (No. 1069,

Int. No. 891), entitled "An act to establish a board of municipal light commissioners for the city of Jamestown, and to define their powers and duties," retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of third reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Oglesby (No. 1302, Int. No. 1077), entitled "An act to amend title four of chapter six hundred and thirty-five of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Yonkers,' by adding a new section authorizing the issue of revenue bonds and certificates of indebtedness," retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of third reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill (No. 179; Int. No. 179), introduced by Mr. Hackett, entitled "An act to amend the Greater New York charter, relative to setting apart piers for recreation," reported in favor of the passage of the same, with the following amendment:

On page 1, line 6, after the word "authorized" insert "in his discretion".

J. L. BURNETT,

*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Caughlan (No. 713, Int. No. 632), entitled "An act to enable the police commissioner of the city of New York to rehear and determine the charges against Martin J. Perkinson, formerly a patrolman of the police department of said city, and to reinstate him in said department," reported the same with the following amendments:



Page 1, line 3, strike out "first" and insert "fourth".

Page 1, line 8, strike out "first" and insert "fourth".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Burns (No. 781, Int. No. 684), entitled "An act to amend the Greater New York charter, relating to the uniformed force of the fire department," reported the same with the following amendment:

On page 2, line 11, strike out the words "not more than".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. LaFetra (No. 1256, Int. No. 1091), entitled "An act to amend the Greater New York charter by adding thereto at the end of chapter nine new sections to be known as sections four hundred and fifteen, four hundred and fifteen-a, four hundred and fifteen-b, four hundred and fifteen-c, four hundred and fifteen-d, four hundred and fifteen-e, four hundred and fifteen-f, four hundred and fifteen-g, four hundred and fifteen-h, four hundred and fifteen-i, four hundred and fifteen-j, four hundred and fifteen-k, four hundred and fifteen-l, four hundred and fifteen-m, four hundred and fifteen-n, four hundred and fifteen-o, four hundred and fifteen-p, four hundred and fifteen-q, four hundred and fifteen-r, four hundred and fifteen-s, four hundred and fifteen-t, four hundred and fifteen-u, four hundred and fifteen-v, four hundred and fifteen-w, four hundred and fifteen-x, and four hundred and fifteen-y, in relation to the creation of a new bureau to control the operation of boilers in the city of New York," reported the same with the following amendments:

Page 1, line 1, after the word "Charter" insert "as reenacted by chapter four hundred and sixty-six of the laws of nineteen hundred and one".

Page 6, line 3, strike out "inspector" and insert "inspectors".

Page 7, line 9, strike out "fireman" and insert "foreman".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Wells No. 1018, Int. No. 853), entitled "An act to amend section thirty-four of the Greater New York charter in relation to licensing auctioneers," reported the same with the following amendments:

Page 1, strike out all of section 1, and insert a new section as follows:

"Section 1. Section thirty-four of the Greater New York charter as amended by chapter four hundred and sixty-six of the laws of nineteen hundred and one is hereby amended so as to read as follows:"

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Wainwright (No. 1136, Int. No. 940), entitled "An act creating a board of public works in the city of New Rochelle, prescribing its powers and duties, conferring upon such board the duties of the commissioners of sewers, and abolishing the office of city engineer," reported the following substitute bill.

(See Appendix No. 22.)

and requests that said substitute bill be printed and recommitted to said committee, which report was agreed to and said substitute bill ordered recommitted to said committee.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. W. I. Lee (No. 1142, Int. No. 946), entitled "An act to abolish and remove Kings county potter's field situated in Kings county," reported the following substitute bill.

(See Appendix No. 23.)

and requests that said substitute bill be printed and recommitted to said committee, which report was agreed to and said substitute bill ordered printed and recommitted to said committee.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. DeGroot (No. 441, Int. No. 411), entitled "An act to authorize and empower the board of estimate and apportionment of the city of New York to audit and allow the claims and provide for the payment for services rendered to the city of New York under and by virtue of chapter three hundred and seventy-eight of the Laws of eighteen hundred and ninety-seven as amended by chapter four hundred and sixty-six of the Laws of nineteen hundred and one, and the amendments thereto, by the volunteer firemen of the counties of Queens and Richmond, after the annexation and consolidation of said counties with the city of New York," reported the following substitute bill.

(See Appendix No. 24.)

and request that said substitute bill be printed and recommitted to said committee, which report was agreed to and said substitute bill ordered printed and recommitted to said committee.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. W. I. Lee (No. 1026, Int. No. 861), entitled "An act to abolish and remove the Kings county almshouse," reported the following substitute bill.

(See Appendix No. 25.)

and request that said bill be printed and recommitted to said committee, which report was agreed to and said substitute bill ordered printed, and recommitted to said committee.

Mr. Burnett, from the committee on affairs of cities, to which was referred Senate bill introduced by Mr. L'Hommedieu (No. 107, Rec. No. 15), entitled "An act to amend subdivisions two and three of section fifteen of article two and section one hundred and twenty-one of article four of chapter three hundred of the Laws of nineteen hundred and four, entitled 'An act to revise and consolidate the several acts relative to the city of Niagara Falls,' in relation to aldermen."



Also, Senate bill introduced by Mr. Carpenter (No. 507, Rec. No. 80), entitled "An act to authorize the board of education of the city of New Rochelle to use for the completion of the school building on North avenue money appropriated for school purposes in said city."

Also, Senate bill introduced by Mr. McCarren (No. 564, Rec. No. 110), entitled "An act to amend the Greater New York charter by the addition of a new section to be known as section one hundred and forty-nine-a, to provide for the compilation of statistics by the various officials, boards, corporations, et cetera, having custody of city or county property, or receiving or disbursing moneys received from the city or the counties thereof, and by the amendment of section one hundred and fifty-one to provide for the establishment of a bureau of investigation and statistics in the department of finance."

Also, Senate bill introduced by Mr. Martin (No. 589, Rec. No. 109), entitled "An act to amend chapter four hundred and thirteen of the Laws of eighteen hundred and ninety-two, entitled 'An act to provide for the construction of a drawbridge over the Harlem river in the city of New York, and for the removal of the present bridge at Third avenue in said city,' as amended by chapter five hundred and forty of the Laws of eighteen hundred and ninety-four and as amended by chapter seven hundred and sixteen of the Laws of eighteen hundred and ninety-six."

Also, Senate bill introduced by Mr. Carpenter (No. 607, Rec. No. 103), entitled "An act to provide for the method of assessment of real property in the city of New Rochelle, for the year nineteen hundred and six."

Also, Senate bill introduced by Mr. Carpenter (No. 608, Rec. No. 102), entitled "An act to amend the charter of the city of New Rochelle in relation to the issuance of certificates of indebtedness in anticipation of the collection of taxes and of assessments for local improvements."

Also, Senate bill introduced by Mr. Wilcox (No. 653, Int. No. 131), entitled "An act to revise the charter of the city of Auburn."

Also, Senate bill introduced by Mr. Hawkins (No. 323, Rec.

No. 85), entitled "An act to amend section fifteen hundred and thirty-two of chapter four hundred and ten of the Laws of eighteen hundred and eighty-two, known as the Consolidation Act, as amended by chapter eighty-one of the Laws of eighteen hundred and eighty-eight."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred Assembly bill introduced by Mr. G. H. Whitney (No. 1231, Int. No. 1014), entitled "An act to amend section thirty-three hundred and fourteen of the Code of Civil Procedure relative to fees of jurors," reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was re-committed Assembly bill introduced by Mr. Miller (No. 1318, Int. No. 761), entitled "An act to amend the Penal Code in relation to racing near a courthouse, in certain counties," reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred Assembly bill introduced by Mr. Krulewitch (No. 724, Int. No. 643), entitled "An act to amend the Penal Code, in relation to weights stamped on packages containing articles of food," reported the same with the following amendments:

On page 1, line 8, after the word "package" insert the following: "where the weight is marked already on such packages, then the weight thereof must conform with such mark."

On page 2, line 2, after the word "stamp" insert the following: "Allowances shall be made for shrinking of weights from natural causes on canned and boxed goods owing to its transportation."

and request that said bill be re-committed to said committee, which report was agreed to and said bill ordered reprinted and re-committed to said committee.

Mr. Phillips, from the committee on codes, to which was referred Assembly bill introduced by Mr. Stanley (No. 1272, Int. No. 1045), entitled "An act to amend sections twenty-seven hundred and eighteen and twenty-seven hundred and twenty-eight of the Code of Civil Procedure, relating to the publication of notice to prove claims against decedent, and to voluntary accountings by executor and administrator," reported the same with the following amendments:

On page 1, lines 5 and 6, strike out all matter underscored.

On page 1, line 7, after the word "directs" insert the following: "or in case it appears that the value of the estate does not exceed the sum of two thousand dollars, the notice shall be inserted in one newspaper only."

On page 4, § 4. This act shall take effect September first, nineteen hundred and six.

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Phillips, from the committee on codes, to which was referred Assembly bill introduced by Mr. Murphy (No. 672, Int. No. 611), entitled "An act to amend the Code of Civil Procedure, relative to enlarging the time for bringing an action in certain cases," reported the same with the following amendment:

On page 2, line 2, after the word "commenced" insert the word "hereafter".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Merritt, from the committee on general laws, to which was referred Assembly bill introduced by Mr. Wainwright (No. 109, Int. No. 109), entitled "An act to amend chapter four hundred and sixty-eight of the Laws of eighteen hundred and ninety, known as the Highway Law, in relation to limitations upon laying out highways."

Also, Assembly bill introduced by Mr. A. E. Lee (No. 906, Int. No. 770), entitled "An act to amend chapter five hundred and thirty-eight of the Laws of nineteen hundred and four, entitled 'An act in relation to the registration and identification of motor



vehicles, and the use of the public highways by such vehicles,' in relation to stopping when meeting horses."

Also, Assembly bill introduced by Mr. Eckmann (No. 49, Int. No. 49), entitled "An act to amend section seven of chapter three hundred and thirty-nine of the Laws of eighteen hundred and eighty-three, entitled 'An act concerning pawnbrokers' relative to rate of interest."

Also, Assembly bill introduced by Mr. G. H. Whitney (No. 1232, Int. No. 1015), entitled "An act to amend the Domestic Commerce Law, in relation to adulteration of and deception in the manufacture and sale of spirits of turpentine."

Also, Assembly bill introduced by Mr. Merritt (No. 1222, Int. No. 1005), entitled "An act to amend the Insanity Law relative to the support and maintenance of patients in State hospitals."

Also, Assembly bill introduced by Mr. Merritt (No. 1221, Int. No. 1004), entitled "An act to amend the Insanity Law, relative to buildings for the holding of religious services."

Also, Assembly bill introduced by Mr. Eagleton (No. 1179, Int. No. 973), entitled "An act to provide for the distribution of certain public documents and reports to public libraries."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Merritt, from the committee on general laws, to which was referred Assembly bill introduced by Mr. Mead (No. 1199, Int. No. 993), entitled "An act to amend chapter four hundred and twenty-nine of the Laws of eighteen hundred and ninety-three, entitled 'An act to provide for the compilation and continuance and care of certain indexes and records in the Albany county clerk's office,' relative to the execution of the work and the order thereof," retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of third reading.

Mr. Merritt, from the committee on general laws, to which was referred Assembly bill introduced by Mr. Prentice (No. 557,

Int. No. 520), entitled "An act to amend chapter three hundred and thirty-nine of the Laws of eighteen hundred and eighty-three, entitled 'An act concerning pawnbrokers,' by adding thereto a new section in relation to liability for receipt of goods stolen or misappropriated," reported in favor of the passage of the following substitute bill.

(See Appendix No. 26.)

which report was agreed to and said substitute bill ordered printed and placed on the order of second reading.

Mr. Steele, from the committee on affairs of villages, to which was referred Assembly bill introduced by Mr. Williams (No. 1347, Int. No. 1093), entitled "An act to amend chapter four hundred and eighty of the Laws of eighteen hundred and ninety-four, entitled 'An act in relation to the village of Fredonia,' in relation to the portion of expense for paving or macadamizing to be borne by street railroads."

Also, Assembly bill introduced by Mr. Apgar (No. 1299, Int. No. 1074), entitled "An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill, and the several acts amendatory thereof,' relative to subways or conduits."

Also, Assembly bill introduced by Mr. Gurnett (No. 933, Int. No. 779), entitled "An act to amend chapter four hundred and twenty-one of the Laws of nineteen hundred and four, entitled 'An act to enable the village of Watkins, and the water and sewer commissioners thereof to borrow money for the construction and maintenance of an electric or other improved lighting system.'"

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Steele, from the committee on affairs of villages, to which was referred Assembly bill (No. 938, Int. No. 784) introduced by Mr. Miller, entitled "An act to amend the Village Law relative to poles and wires upon or conduits under streets and railways

thereon," reported in favor of the passage of the same, with the following amendments:

Page 2, line 2, strike out the words "any street or other railway, or".

Same page, same line, after the word "water" insert the word "or".

Same page, same line, after the word "gas" strike out the words "steam or".

Same page, line 3, strike out the words "hot air".

Same page, line 5, after the word "corporation" insert the words "when such village owns and uses an electric light plant or water works".

Same page, line 8, strike out the word "the" and insert the word "an".

Same page, line 8, after the word "duly" insert the words "called and".

Same page, line 9, after the word "voter" insert the words "of duly qualified voters".

A. B. STEELE,

*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Steele, from the committee on affairs of villages, to which was referred Assembly bill introduced by Mr. Apgar (No. 1303, Int. No. 994), entitled "An act to amend, revise and consolidate the charter of the village of Ossining, and to extend the boundaries of said village," reported the same with the following amendments:

Page 1, line 5, strike out the entire section after the word "Ossining" and insert the following:

Beginning at a monument located on the east side of the Hudson river at or near the boundary line between the properties of John I. Kane and Brayton Ives, and four hundred and sixty feet north of a railroad culvert.

Thence in a direct line, south seventy-five degrees fifty-five minutes east, thirty-five forty feet, to a monument on the east side of Van Cortlandt, otherwise known as Ward avenue, at the north side of Prospect avenue, sometimes called Prospect lane.

Thence in a direct line south seventy-two degrees thirty minutes east, sixty-five hundred and forty-three feet to a monument



on the east side of the Ryder road, at a point sixteen hundred feet easterly from the east side of the Camp Woods road.

Thence in a direct line south one degree fifteen minutes west, forty-three hundred and fifty feet, to a monument at the junction of the properties of R. G. Mead, deceased, Peter McDonald, and S. T. Cockroft.

Thence westerly with the boundary line between the properties of said R. G. Mead, deceased, and S. T. Cockroft, six hundred and twenty feet, to the property of Fred G. Mead.

Thence westerly with the boundary line between the properties of said R. G. Mead deceased, and Fred G. Mead, north eighty-six degrees fifteen minutes west, six hundred and sixty-two feet to the Pleasantville road.

Thence westerly along north side of said Pleasantville road, four hundred and eighty-seven feet, to a monument located opposite, and in line with the east side of the intermediate reservoir.

Thence southwesterly to and along said intermediate reservoir ninety-four feet to a corner. Thence southerly two hundred and seventy feet to a corner.

Thence southwesterly eighty-six feet to a corner; thence northwesterly four hundred and four feet to a corner; thence northwesterly three hundred and fifty-two feet to a corner.

Thence northeasterly two hundred and eighty-two feet to said Pleasantville road.

Thence westerly along the south side of Pleasantville road, seven hundred feet to the Underhill road.

Thence southwesterly along east side of said Underhill road, two thousand one hundred and eighty feet to a present line of the village of Ossining.

Thence south forty-nine degrees fifteen minutes west, three thousand seven hundred and ninety-five feet, along said line of present village of Ossining, to a monument at the north side of the Old Croton aqueduct.

Thence southerly following the north and east sides of said old Croton aqueduct, two thousand two hundred and thirty feet, to a monument opposite, and in line with, the north boundary of the property of Gustav H. Schwab.

Thence to and along said north boundary line of Gustav Schwab, north sixty degrees three minutes west, three hundred and sixty-three feet, north sixty-three degrees twelve minutes west, one hundred and ninety-eight feet, north sixty degrees twelve minutes west, three hundred and twenty-five feet, north sixty-four degrees twenty-seven minutes west, one hundred and fifty-one feet to a monument at the Albany Post road.

Thence southerly along east side of said Albany Post road, three thousand three hundred and thirty-three feet to a monu-

ment opposite, and in line with the south side of Sparta cemetery.

Thence north seventy-eight degrees thirty minutes west, three hundred and sixty feet, to and along said south side of Sparta cemetery, to a monument at the Old Post road.

Thence in a direct line north fifty-three degrees fifteen minutes west, one thousand two hundred and fifty-five feet to a monument at the Hudson river, located five hundred feet north of the north side of Scarborough pier.

Thence northerly along the Hudson river to the place of beginning containing all the property within said boundaries.

Page 39, lines 3 and 4, strike out comma after "title" and insert a comma after the word "to".

Page 78, line 12, after the word "the" insert the words "proper state officers or".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Steele, from the committee on affairs of villages, to which was referred Senate bill introduced by Mr. Cassidy (No. 591, Rec. No. 104), entitled "An act to legalize the special election of the village of Montour Falls, held for the purpose of voting upon the question of raising moneys to carry on the excavation of Catharine creek, and to authorize such village to issue notes pursuant to a proposition adopted thereat," reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Said bill having been announced for a second reading,

On motion of Mr. Steele, and by unanimous consent said bill was read the second time and ordered to a third reading.

On motion of Mr. Steele, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Merritt	Smith J E
Allen F E	Cunningham	Hamn	Miller	Smith M F
Allen J G	DeGroot	Hapeman	Moreland	Smith Myron
Apgar	Donohue	Harawitz	Murphy	Sprenger
Averill	Dowling	Harte	Nevins	Steele
Baldwin	Draper	Hartman	Nolan	Steffens
Bass	Eagleton	Hastings	Oglesby	Story
Becker	Eckmann	Hoffman	Oliver	Surpluss
Beebe	Evans	Hooker	O'Neill	Thompson
Bernstein	Farnan	Hooper	Palmer G M	Tompkins
Bird	Feth	Hubbs	Palmer S J	Volk
Bisland	Filley	Kavanagh	Patton	Waddell
Bohan	Fish	Keyes	Phillips	Wade
Boshart	Foelker	Knapp	Pratt	Wainwright
Brennan	Foster	Krulewitch	Prentice	Weber
Burnett	Fowler	Lansing	Quinn	Wedemeyer
Burns	Francis	LaFetra	Rock	Wemple
Burzynski	Fritz	Lee A E	Rogers	West
Carnochan	Gates	Lee W I	Salomon	Whitley
Carrier	Grattan	Lewis	Santee	Whitney F G
Caughlan	Gray A B	Long	Schmitt	Whitney G H
Chamberlain	Gray F J	Lynch	Schoeneck	Williams
Charles	Green	Maher	Schwegler	Wilson
Cohalan	Gregory	Maier	Scovill	Winters
Colne	Gunderman	Matthews	Shanahan	Wood
Coon	Gurnett	McGuire	Shuttleworth	Yale
Cowan	Hackett	Mead	Smith A E	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Steele, from the committee on affairs of villages, to which was referred Senate bill introduced by Mr. Smith (No. 593, Rec. No. 112), entitled "An act to legalize, ratify and confirm an issue of bonds of the village of Fishkill Landing, in the county of Dutchess, to the amount of four thousand dollars, to be issued for the purpose of providing for the expense of building an additional story to and making other alterations in one of the fire-houses of the said village of Fishkill Landing, the property of said village, known as the Lewis Tompkins Hose Company's house; and to legalize the special election held in the said village on the nineteenth day of December, nineteen hundred and five, and all the proceedings of the board of trustees of the said village authorizing and directing the issue of said bonds."



Also, Senate bill introduced by Mr. Smith (No. 592, Rec. No. 113), entitled "An act to legalize, ratify and confirm an issue of bonds of the village of Matteawan, in the county of Dutchess, to the amount of not to exceed fifty-five thousand and eighty-six dollars, to be issued for the purpose of providing for the expense of completing the construction of the sewer system already authorized and under contract and in course of construction in and for the said village; and to legalize the special election held in the said village on the tenth day of January, nineteen hundred and six, and all the proceedings of the board of trustees of the said village authorizing and directing the issue of said bonds."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Agnew, from the committee on electricity, gas and water supply, to which was referred Assembly bill introduced by Mr. Apgar (No. 1300, Int. No. 1075), entitled "An act to amend the Transportation Corporations Law, in relation to waterworks corporations."

Also, Assembly bill introduced by Mr. Moreland (No. 1356, Int. No. 1102), entitled "An act to amend chapter seven hundred and thirty-seven of the Laws of nineteen hundred and five, entitled 'An act to establish a commission of gas and electricity with power to regulate the price of gas and electric light and certain other electric services, and to provide for the control and supervision of gas, electric light and other electric corporations and making an appropriation therefor.'"

Reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Agnew, from the committee on electricity, gas and water supply, to which was referred Assembly bill introduced by Mr. Eckmann (No. 32, Int. No. 32), entitled "An act to authorize cities to acquire, construct, own, operate, and lease gas, electric light, heat and power plants, and street railways and to provide

the means therefor," reported the same with the following amendments:

On page 3, line 21, after "either" insert "by".

On page 3, line 26 strike out "its" and insert "interest".

On page 4, line 5, after "light" insert "heat".

On page 5, line 7, beginning with "which" in line 7, strike out all down to and including "years" in line 11.

On page 5, line 13, at the end of line insert "interest".

On page 6, line 13, at the end of line insert "such".

On page 8, line 8, strike out "thereon" and insert "for member of assembly".

On page 9, line 9, strike out "applied" and insert "implied".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. F. G. Whitney, from the committee on excise, to which was referred Assembly bill introduced by Mr. Hubbs (No. 1181, Int. No. 975), entitled "An act to amend subdivision one of section twenty-four of chapter one hundred and twelve of the Laws of eighteen hundred and ninety-six," reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. F. G. Whitney, from the committee on excise, to which was recommitted Assembly bill introduced by Mr. Wainwright (No. 923, Int. No. 466), entitled "An act to amend section sixteen of chapter one hundred and twelve, of the Laws of eighteen hundred and ninety-six, entitled 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and to provide for local option, constituting chapter twenty-nine of the general laws,'" reported the following substitute bill.

(See Appendix No. 27.)

and request that said substitute bill be printed and recommitted to said committee, which report was agreed to and said substitute bill ordered printed and recommitted to said committee.

Mr. G. H. Whitney, from the committee on public health, to which was referred Assembly bill introduced by Mr. Mead (No.

627, Int. No. 577), entitled "An act regulating the practice of osteopathy in the State of New York," reported the same with the following amendments:

On page 5, line 11, after word "lists" insert "and the lists of questions upon the subject submitted to the Regents under the provisions of section 146 of the Public Health Law".

On same page, line 14, after the word "obstetrics" insert word "diagnosis".

On page 10, line 14, after word "surgery" cut out word "or" after word "dentistry" insert "or any form of physical treatment".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Bedell, from the committee on claims, to which was referred Assembly bill introduced by Mr. Gates (No. 90, Int. No. 90), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Edwin H. Risley and Henry M. Love, comprising the firm of Risley and Love, against the State of New York."

Also, Assembly bill introduced by Mr. Draper (No. 787, Int. No. 691), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Charles F. Parker and Company against the State for damages alleged to have been sustained by it, and to render judgment therefor."

Also, Assembly bill introduced by Mr. Hammond (No. 821, Int. No. 714), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Louis Windholz against the State for damages alleged to have been sustained by him, and to render judgment therefor."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Evans, from the committee on public printing, to which was referred Assembly bill introduced by Mr. Agnew (No. 818, Int. No. 711), entitled "An act to amend the State Printing



Law, relative to printing annual report of the department of labor," reported the same with the following amendments:

On page 1, in the title strike out all beginning with "annual" and insert "messages and reports".

On page 6, line 25, after "for" insert "authors' corrections". and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Matthews, from the committee on Indian affairs, to which was referred Assembly bill introduced by Mr. Stanley (No. 261, Int. No. 261), entitled "An act to enable the Montauk tribe of Indians in the name of their chief or head to maintain actions in the courts of this State to establish and enforce their rights in and to certain real and personal property," reported in favor of the passage of the following substitute bill.

(See Appendix No. 28.)

which report was agreed to and said substitute bill ordered printed and placed on the order of second reading.

Mr. Evans, from the committee on public printing, to which was referred the resolution relative to cost of public printing, reported in favor of the adoption of the following resolution:

In view of the statement made in the report of the Comptroller for the year 1906, submitted to the Legislature relating to the State printing, showing the enormous expenditure of \$770,379.19 for the fiscal year ending September 30, 1905.

Resolved, That the Comptroller and the heads of the various state departments be requested to furnish for the consideration of the printing committee of the Assembly on or before March 22, 1906, a detailed statement of all the moneys expended by them during the past year for printing, the service for which payment was rendered, and to whom payment was made; also how much of the amount thus paid was covered by the contracts for legislative and department printing, or either of such contracts—giving a detailed statement of the cost of the work by contract or otherwise—the amount paid for printing exempted by law and the prices paid for this printing, together with the method in vogue in giving out this work, with a view of enacting remedial legislation in order to promote economy and efficiency in State printing and prevent abuses if such are found to exist. For information in regard to bill introduced by Mr. West in relation

to public printing, to which committee such information shall be referred.

On motion of Mr. Merritt, and by unanimous consent, said resolution was ordered placed on the calendar for Tuesday next.

Mr. Evans, from the committee on public printing, to which was referred the resolution relative to printing one thousand additional copies of Assembly bill No. 33, reported in favor of the adoption of the following resolution:

Resolved, That there be printed five hundred extra copies of Assembly bill No. 33 "to reenact section three of the Labor Law relative to the hours of labor and the prevailing rate of wages," for the use of the Assembly.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 143

NOES 00

• Those who voted in the affirmative were:

Agnew	Cowan	Hamn	Miller	Smith J E
Allen F E	Cox	Hapeman	Mills	Smith M F
Allen J G	Crosley	Harawitz	Moreland	Smith Myron
Apgar	Cunningham	Harte	Murphy	Sprenger
Averill	DeGroot	Hartman	Nevins	Stanley
Baldwin	Donohue	Harvey	Norton	Steele
Bass	Dowling	Hastings	Oglesby	Steffens
Becker	Draper	Hoffman	Oliver	Story
Bedell	Eagleton	Hooker	O'Neill	Surpless
Beebe	Eckmann	Hooper	Palmer G M	Thompson
Bernstein	Evans	Hubbs	Palmer S J	Volk
Bird	Farnan	Kavanagh	Patton	Waddell
Bisland	Filley	Keyes	Phillips	Wade
Bohan	Fish	Knapp	Pratt	Wainwright
Boshart	Foelker	Krulewitch	Prentice	Weber
Brady	Foster	Lansing	Quinn	Wedemeyer
Brennan	Fowler	LaFetra	Reilly	Wells
Burnett	Francis	Lee A E	Rock	Wemple
Burns	Gates	Lee W I	Rogers	West
Burzynski	Grady	Lewis	Salomon	Whitley
Campbell	Grattan	Long	Sammon	Whitney F G
Carnochan	Gray A B	Lupton	Santee	Whitney G H
Carrier	Gray F J	Lynch	Schmitt	Williams
Caughlan	Green	Maher	Schoeneck	Wilson
Chamberlain	Gregory	Maier	Scovill	Winters
Charles	Gunderman	Matthews	Shanahan	Wood
Cohalan	Gurnett	McGuire	Shuttleworth	Yale
Colne	Hackett	Mead	Smith A E	Young
Coon	Hammond	Merritt		

Mr. Wemple, from the committee on revision, to which was referred Senate bill No. 625, Rec. No. 135, and Assembly bill No. 1307, Int. No. 124, entitled "An act to amend chapter three hundred and forty-five of the Laws of eighteen hundred and eighty-eight, entitled 'An act to provide for the relief of the city of Buffalo and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads,' in relation to the commissioners and giving them further powers," reported that they have compared the same and find that they are identical, which report was agreed to and said Senate bill was ordered substituted for said Assembly bill, and placed on the order of third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Young (No. 739, Int. No. 658), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Manheim Brown, against the State, for damages alleged to have been sustained by him, and to render judgment therefor."

Also, the bill introduced by Mr. Merritt (No. 896, Int. No. 760), entitled "An act to amend the Highway Law, in relation to the qualified abandonment of highways."

Also, the bill introduced by Mr. DeGroot (No. 443, Int. No. 413) entitled "An act to confer upon the court of claims jurisdiction to hear, audit and determine the claims of Anna Androvic and Stanslaus Androvic, her husband, for damages resulting from the shooting of said Anna Androvic near Creedmoor, Long Island, which damages are alleged to have been sustained by each of them by said shooting and to render judgment therefor."

Also, the bill introduced by Mr. Nevins (No. 1196, Int. No. 990), entitled "An act to make the office of county clerk of Wyoming county a salaried office, and regulating the management of said office."

Also, the bill introduced by Mr. LaFetra (No. 253, Int. No. 253), entitled "An act to amend the Tax Law, relative to property exempt from taxation."

Also, the bill introduced by Mr. Yale (No. 1253, Int. No. 1053), entitled "An act to amend section six of chapter seven hundred



and twenty-five of the Laws of nineteen hundred and five, entitled 'An act relating to the acquisition of property by the city of New York for a water supply, and providing for prompt payment therefor, and for damages occasioned by the acquisition thereof; providing for use and care of reservoirs owned by said city; and providing for the construction and maintenance of highways and bridges,' relative to the maintenance and construction of highways."

Also, the bill introduced by Mr. Nolan (No. 1233, Int. No. 1016), entitled "An act to amend the Labor Law, in relation to cash payment of wages."

Also, the bill introduced by Mr. Lansing (No. 1123, Int. No. 927), entitled "An act to amend the Membership Corporations Law, in relation to the consolidation of cruelty corporations."

Also, the bill introduced by Mr. Carnochan (No. 1335, Int. No. 1081), entitled "An act to amend chapter sixty-two of the Laws of eighteen hundred and eighty, entitled 'An act in relation to the office of commissioner of highways of the town of Stony Point, Rockland county,' in relation to compensation of the commissioner of highways."

Also, the bill introduced by Mr. Hooker (No. 1149, Int. No. 951), entitled "An act to amend chapter two hundred and ninety-one of the Laws of eighteen hundred and ninety, entitled 'An act to authorize towns to raise additional money for highway purposes and to prevent snow blockade of highways by the substitution of wire for other fences along the same,' in relation to raising and expending additional money in preventing snow blockades."

Also, the bill introduced by Mr. Steele (No. 1293, Int. No. 1068), entitled "An act to amend the Forest, Fish and Game Law, relative to taking fish with setlines, tip-ups, or by spearing, in Young's lake and Weaver's lake in the town of Warren, Herkimer county."

Also, the bill introduced by Mr. Bass (No. 1298, Int. No. 1073), entitled "An act to amend the Town Law, in relation to town fire companies."

Also, the bill introduced by Mr. Wilson (No. 514, Int. No.

484), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Matthew Edgar, William John Edgar, James H. Akin and Thomas Parker against the State of New York for damages arising out of the erection and maintenance of the sewage disposal plant of the Western House of Refuge for Women at Albion, New York."

Also, the bill introduced by Mr. A. E. Smith (No. 1184, Int. No. 978), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of any officer or member of the State militia for counsel fees and expenses, and to render judgment therefor."

Also, the bill introduced by Mr. Patton (No. 181, Int. No. 181), entitled "An act for the relief of persons, firms and corporations who rendered services and furnished labor or material which was used in constructing the State armory in the late village now city of Tonawanda, Erie county, New York."

Also, the bill introduced by Mr. Brennan (No. 510, Int. No. 480), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Michael O'Keefe against the State of New York, for damages alleged to have been sustained while in the employ of the State."

Also, the bill introduced by Mr. Wemple (No. 631, Int. No. 581), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the C. E. Dibble Company of Schenectady, New York, against the State growing out of the contract between the State of New York and Jay Cady Wemple and George W. Eycleshymer, composing the Schenectady Engineering and Construction Company for the erection of the buildings known as the State Rochester Industrial School."

Also, the bill introduced by Mr. Francis (No. 717, Int. No. 636), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine an alleged claim of William Conway as administrator of the goods, chattels and credits of James Hendy, deceased, against the State of New York for damages for the death of said James Hendy, deceased."

Also, the bill introduced by Mr. Bird (No. 378, Int. No. 359),

entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Margaret J. Wallace against the State of New York, for damages alleged to have been sustained by her through the negligence of the fire department of the city of New York."

Also, the bill introduced by Mr. F. J. Gray (No. 805, Int. No. 698), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Rollin Abernethy against the State for damages alleged to have been sustained by him, and to render judgment therefor."

Also, the bill introduced by Mr. Apgar (No. 1011, Int. No. 846), entitled "An act to legalize the proceedings of a meeting of the voters of union free school district number six, town of Cortlandt, county of Westchester, and to authorize the board of education of said district to issue bonds to the amount of eighteen thousand dollars."

Also, the bill introduced by Mr. Lansing (No. 1021, Int. No. 855), entitled "An act to abolish the offices of auditing superintendents of the poor in Rensselaer county, to confer their powers and duties on the acting superintendent, and to authorize the employment of additional clerks in his office."

Also, the bill introduced by Mr. LaFetra (No. 254, Int. No. 254), entitled "An act for the relief of Eugene Scherri."

Also, the bill introduced by Mr. Draper (No. 743, Int. No. 662), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Lizzie B. Cusick against the State of New York for military services performed by Cornelius C. Cusick.

Also, the bill introduced by Mr. Bisland (No. 1215, Int. No. 997), entitled "An act to authorize the towns of Bethel, Thompson, Fallsburgh, Neversink, and Mamakating, in Sullivan county, to acquire by purchase or condemnation, the rights, franchises and property of any individual or corporation lawfully entitled to exact a toll or charge for walking, riding or driving over any plankroad or turnpike within said towns, and to provide means for the payment of the same."

Also, the bill introduced by Mr. Lansing (No. 1122, Int. No.



926), entitled "An act to consolidate the consolidated corporation now existing under the name of the Mohawk and Hudson River Humane Society with the corporations known as the Saratoga County Society for the Prevention of Cruelty to Animals and the Columbia County Society for the Prevention of Cruelty to Animals, and to define the powers and duties of the corporation as so consolidated."

Also, the bill introduced by Mr. Hooper (No. 1005, Int. No. 840), entitled "An act to authorize the Comptroller to hear and determine the application of Charles L. Weeks for cancellation of the tax sale made by the Comptroller in the year nineteen hundred of subdivision number four of lot number four of Rogers (Platt) and Company's road patent, Essex county.

Also, the bill introduced by Mr. Schwegler (No. 389, Int. No. 370), entitled "An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the claim of George W. Roth against the State of New York and to make an appropriation therefor."

Also, the bill introduced by Mr. Miller (No. 671, Int. No. 610), entitled "An act to authorize the board of trustees of school district number two, town of North Hempstead, county of Nassau, to retire certain bonds of said district and to issue other bonds in lieu thereof."

Also, the bill introduced by Mr. Bisland (No. 1351, Int. No. 1097), entitled "An act to legalize the issue of bonds of the town of Lumberland in the county of Sullivan, authorized by the board of supervisors of said county for the purpose of defraying the expense of rebuilding a bridge over the Delaware river in said town, and to provide for the payment of the principal and interest thereof."

Reported the same without recommendations, which report was agreed to and said bills ordered engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Oglesby (No. 1302, Int. No. 1077), entitled "An act to amend title four of chapter six hundred and thirty-five of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Yonkers,'

by adding a new section authorizing the issue of revenue bonds and certificates of indebtedness," reported the same with the following recommendations:

Amend title by striking out "title four of" and "by adding a new section authorizing", and by inserting after "Yonkers," the following: "relative to".

Page 1, line 2, insert following after "ninety-five" "entitled 'An act to revise the charter of the city of Yonkers'", and line 3, strike out "known as" and insert comma after "twelve" in line 4.

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Nolan (No. 1126, Int. No. 930), entitled "An act to amend chapter seventy-three of the Laws of eighteen hundred and forty-six, entitled 'An act authorizing trusts for the benefit of the owners and occupants of mill privileges on the Wynant's kill,'" reported the same with the following recommendations:

Amend title by striking out period after "kill" and placing comma thereto, and adding at end "relative to the conveyance or property".

Place "The Legislature may alter, modify or repeal this act" in brackets, line 4, page 1.

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Stanley (No. 1274, Int. No. 1047), entitled "An act to amend the charter of the Missionary Society of the Methodist Episcopal Church," reported the same with the following recommendations:

Page 1, line 1, strike out "an act" and insert the following: "Chapter one hundred and seventy-five of the laws of eighteen hundred and seventy-three."

Page 1, line 2, capitalize "m" of "missionary" and "s" of "society".

Page 1, line 3, strike out "passed April fourth, eighteen hundred and seventy-three" also line 3, strike out "so as".

Page 1, lines 6 and 7, strike out comma after "together", and after "corporate", and insert comma after "named" in line 6.

Page 1, line 8, capitalize "t" of "the" and put quotation marks before "the", line 8, and strike out quotation marks before "board", line 8.

Page 2, line 3, strike out "such" and insert "the said".

Page 2, lines 10 and 11, capitalize "c" of "christianity" and "christian".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Evans (No. 1352, Int. No. 1098), entitled "An act to incorporate the First Welsh Congregational Church Cemetery Association," reported the same with the following recommendations:

Amend title by capitalizing "t" of "the" and placing quotation marks before "the" and after "association", and by capitalizing "church" and "cemetery".

Page 1, line 5, quotation marks before "First" and after "Steuben", line 6, and capitalize "society" on line 6.

Line 8, capitlize "t" of "the First" also "c" of "church", "cemetery" and "a" of "association" on line 9.

Place quotation marks before "the First" of line 8, and after "association" of line 9.

Page 2, line 5, put quotation marks before "the First" and capitalize "t" of "the First" and "c" of "church", also "s" of "society", line 6, and place quotation marks after "Steuben", line 6.

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Santee (No. 1129, Int. No. 933), entitled "An act to amend the Benevolent Orders Law, relative to power of trustees to issue bonds," reported the same with the following recommendations:

Page 2, line 11, strike out "devise" and insert "demise".

Page 3, lines 1 and 2, strike out "devise affairs thereof, and for the disposition of its property and other temporal".

Page 3, line 9, strike out underscoring under "or fill any vacancy".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.



Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Miller (No. 1092, Int. No. 901), entitled "An act to amend the County Law, relative to expenditures of money by fire commissioners in fire districts," reported the same with the following recommendations:

- Page 2, line 19, comma after "located".
- Page 2, line 23, add "s" to "district".
- Page 3, line 12, strike out "of" and insert "for".
- Page 4, line 20, strike out "of money".
- Page 6, line 17, insert comma after "clerk".
- Page 7, line 9, strike out "s" of "districts".
- Page 7, line 18, strike out comma after "formed".
- Page 8, line 21, insert comma after "located".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Wainwright (No. 1098, Int. No. 907), entitled "An act to amend chapter four hundred and thirty-one of the Laws of eighteen hundred and eighty-four, entitled 'An act to amend the charter of the Saint Vincent's Retreat for the Insane,' in relation to the commitment and care of inebriates," reported the same with the following recommendations:

In title capitalize "t" of "the Saint", and put single quotation before "the Saint" and single quotation after "insane".

Page 1, line 3, capitalize "t" of "the Saint" and single quotation before "the Saint" and after "insane".

Page 1, line 7, insert "city" before "magistrate", and line 8, capitalize "t" of "the Saint".

Page 2, line 10, add to word "alcohol" the following: "ic".

Page 3, line 18, add "s" to "physician".

Page 3, line 20, add "s" to "certificate".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Wade (No. 1321, Int. No. 906), entitled "An act to amend the Tax Law in relation to the defense of certiorari proceedings to review the assessment of a

special franchise by the State board of tax commissioners," reported the same with the following recommendations:

Amend title by inserting comma after "law".

Page 1, line 4, insert "therein" after "inserting" and word "section" before "forty-five-a".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. O'Neill (No. 879, Int. No. 277), entitled "An act to amend chapter six hundred and ninety-six of the Laws of eighteen hundred and eighty-seven, entitled 'An act to provide hospitals, orphan asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor, and the acts amendatory thereof,'" reported the same with the following recommendations:

Amend title by striking out "and the acts amendatory thereof".

Page 1, line 1, insert "sections one and two of" after "Section 1" and put lower case "c" on "chapter".

Page 1, line 5, strike out "and the acts amendatory thereof," and insert "as amended by chapter six hundred and ninety-six of the Laws of eighteen hundred and eighty-seven, as amended by chapter four hundred and ninety-two of the laws of eighteen hundred and ninety, as amended by chapter six hundred and seventy-two of the laws of eighteen hundred and ninety-four, as amended by chapter four hundred and fifty-nine of the laws of eighteen hundred and ninety-five, as amended by chapter eight hundred and fifty-two of the laws of eighteen hundred and ninety-six, as amended by chapter six hundred and five of the laws of nineteen hundred and two, and as amended by chapter three hundred and eighty-six of the laws of nineteen hundred and three," and strike out "are" and insert "is".

Page 2, line 12, strike out "in" and insert "within the boundaries of the city of New York, as established by chapter four hundred and sixty-six of the laws of nineteen hundred and one," and line 13, strike out "the city of New York".

Page 3, line 7, before "§ 2" insert "§ 2. Section two of said chapter, as amended by chapter six hundred and ninety-six of the laws of eighteen hundred and eighty-seven, as amended by chapter four hundred and ninety-two of the laws of eighteen hundred and ninety, as amended by chapter four hundred and fifty-nine of the laws of eighteen hundred and ninety-five, as

amended by chapter eight hundred and fifty-two of the laws of eighteen hundred and ninety-six, as amended by chapter six hundred and five of the laws of nineteen hundred and two, as amended by chapter three hundred and eighty-six of the laws of nineteen hundred and three, is hereby amended to read as follows:"

Page 3, line 7, strike out "d" of "situated" and word "in" and insert after word "situate" the following: "within the boundaries of", and insert after "New York" the following: "as established by chapter four hundred and sixty-six of the laws of nineteen hundred and one."

Page 3, line 9, underscore "dispensary", and line 15 insert after word "society" the following all underscored: "for ethical, moral or religious improvement or", and underscore word "either" line 15, and line 16 underscore word "of", and line 17 insert "[;]" before word "free".

Page 4, line 4, strike out "d" of word "situated".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Fowler (No. 1322, Int. No. 925), entitled "An act to amend chapter seven hundred and twenty-four of the Laws of nineteen hundred and five, entitled 'An act to provide for an additional supply of pure and wholesome water for the city of New York; and for the acquisition of lands or interests therein, and for the construction of the necessary reservoirs, dams, aqueducts, filters, and other appurtenances for that purpose; and for the appointment of a commission with the powers and duties necessary and proper to attain these objects,' generally," reported the same with the following recommendations:

Page 4, line 2, insert comma after word "Hering".

Page 5, line 4, insert comma after word "dams", and line 13, strike out comma after word "attorney".

Page 7, line 26, insert a comma after "favor".

Page 8, line 2, insert a comma after "commissioners".

Page 8, line 11, insert comma after her".

Page 8, line 19, insert comma after "commissioners".

Page 8, line 24, insert comma after "contracts".

Page 8, line 24, insert comma after "awarded".

Page 8, line 26, insert comma after "New York".

Page 12, line 20, insert comma after "expense".



Page 13, line 6, underscore word "or", and line 8, insert a comma after word "charge".

Page 15, line 7, underscore all of line 7.

Page 15, line 11, strike out comma after "made".

Page 15, line 19, strike out "to the" and insert "of".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Shanahan (No. 878, Int. No. 170), entitled "An act to amend the Stock Corporation Law so as to restrict the holding of stock in transportation companies," reported the same with the following recommendations:

Amend title by inserting a comma after word "law".

Page 1, line 1, insert "chapter five hundred and sixty-four of the laws of eighteen hundred and ninety, entitled 'An act in relation to stock corporations, constituting chapter thirty-eight of the general laws,'" after "section 1.", and strike out "The stock corporation law", and line 2, insert word "new" after word "two", and strike out word "numbered".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. West, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to prohibit the docking of horse's tails, and to require a registry of all docked horses, now in this State." (No. 338, Int. No. 312.)

"An act to amend the Code of Civil Procedure, in relation to the sale, mortgaging or leasing of the contingent interests of infants not in being, in real property." (No. 1305, Rec. No. 37.)

"An act to amend chapter three hundred and forty-five of the Laws of eighteen hundred and eighty-eight, entitled 'An act to provide for the relief of the city of Buffalo and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads,' in relation to the commissioners and giving them further powers." (No. 1307, Int. No. 124.)

"An act to amend section twenty-five hundred and ten of the Code of Civil Procedure in relation to the examination of the witnesses to wills." (No. 1304, Rec. No. 50.)

"An act to amend the Labor Law, relative to the use of exhaust fans in factories." (No. 1315, Int. No. 188.)

"An act to authorize the village of Homer, to construct and maintain an artificial outlet for the waters of Barber pond in said village and to close the present outlet and to issue necessary bonds therefor." (No. 1313, Int. No. 604.)

"An act to provide shelter-houses at transfer stations for passengers on railroads in the county of Kings." (No. 1329, Int. No. 348.)

Mr. S. J. Palmer offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the bill (No. 845, Int. No. 728) entitled "An act to amend section eight hundred and thirty-seven of the Greater New York charter relative to setting aside piers for recreation."

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

Said bill having been announced,

Mr. S. J. Palmer moved to amend as follows:

Page 2, line 4, after the word "apart" insert "and where no pier now exists shall construct and maintain".

Page 2, line 15, strike out the words "reconstruction or rebuilding" and insert "construction or building".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Ordered that said bill be reprinted.

On motion of Mr. S. J. Palmer, said bill was recommitted to the committee on affairs of cities.

Mr. Baldwin offered for the consideration of the House a resolution, in the word following:

Resolved, That the committee on ways and means be discharged from the further consideration of the bill (No. 800, Int. No. 119)

entitled "An act to provide for the construction of a new lift or hoist bridge over the Oswego canal at North Salina street in the city of Syracuse, and making an appropriation therefor."

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

Said bill having been announced,

Mr. Baldwin moved to amend as follows:

On page 1, line 3, strike out "twenty-seven" and insert "thirty-one", also strike out "five" and insert "two", also after "hundred" insert "and fifty".

Page 1, line 5, strike out "ten" and insert "twelve", also after "thousand" insert "five hundred".

Page 2, line 6, strike out "twenty-seven" and insert "thirty-one".

Page 2, line 7, strike out "five" and insert "two", also after "hundred" insert "and fifty".

Page 2, line 13, strike out "twenty-seven" and insert "thirty-one"; also, strike out "five" and insert "two"; also, after "hundred" insert "and fifty".

Page 2, line 14, strike out "ten" and insert "twelve"; also, after "thousand" insert "five hundred".

Page 2, line 19, strike out "sixty-five" and insert "seventy-five".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Ordered that said bill be reprinted.

On motion of Mr. Baldwin, said bill was recommitted to the committee on ways and means.

The Senate bill (No. 577, Assembly reprint No. 1323) entitled "An act making an appropriation for expenses of the Senate and Assembly" (Rec. No. 98), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



AYES 122

NOES 00

Those who voted in the affirmative were.

Agnew	Cox	Hammond	Mills	Smith Myron
Allen F E	Crosley	Hamn	Moreland	Sprenger
Allen J G	Cunningham	Hapeman	Murphy	Stanley
Apgar	DeGroot	Hartman	Nolan	Steele
Averill	Donohue	Hastings	Norton	Steffens
Baldwin	Dowling	Hoffman	Oglesby	Story
Bass	Draper	Hooker	Oliver	Surplless
Becker	Dressing	Hooper	O'Neill	Tompkins
Bedell	Eagleton	Hubbs	Palmer G M	Volk
Beebe	Evans	Kavanagh	Patton	Wade
Bernstein	Farnan	Keyes	Phillips	Wainwright
Bird	Feth	Knapp	Prentice	Weber
Bisland	Filley	Krulewitch	Quinn	Wedemeyer
Boshart	Fish	Lansing	Reilly	Wells
Brennan	Foelker	LaFetra	Rock	Wemple
Burnett	Foster	Lee A E	Rogers	West
Burns	Fowler	Lee W I	Salomon	Whitley
Burzynski	Francis	Lewis	Sammon	Whitney F G
Carnochan	Grady	Lupton	Santee	Whitney G H
Carrier	Grattan	Maher	Schoeneck	Williams
Caughlan	Gray A B	Maier	Schwegler	Wilson
Charles	Gray F J	McGuire	Scovill	Winters
Colne	Green	Mead	Shanahan	Wood
Coon	Gunderman	Merritt	Smith A E	Yale
Cowan	Hackett	Miller	Smith J E	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

The bill (No. 1067) entitled "An act to amend the Code of Civil Procedure relating to the limitation of actions for alienation of husband's or wife's affections" (Int. No. 889), having been announced for a third reading,

On motion of Mr. Phillips, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 382) entitled "An act to amend the Consolidated School Law, in relation to the apportionment of State school moneys" (Int. No. 363), having been announced for a third reading,

Mr. West moved that said bill be recommitted to the committee on public education, with instructions to report the same forthwith amended as follows:

Page 2, line 4, after the word "superintendent" strike out the words "whose time".

Page 2, line 5, strike out the words "is exclusively devoted to the general supervision".

On page 2, line 8, after the word "made" strike out the word "which", and on page 2, line 9, strike out the words "shall show the population thereof to be at least five thousand".

On page 2, line 24, after the word "thousand" strike out the words "but more than twenty-five hundred".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Hammond, from the committee on public education, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1202) entitled "An act to amend chapter one hundred and thirty-six of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Cobleskill, Schoharie county,' relative to conferring on the board of trustees power and authority to cause connections to be made with the village water and sewer systems in certain cases, and for the collection of the expense thereof from the property owners benefited; also, in relation to sidewalks, and increasing the per centum limit of the value of taxable property for annual tax levying purposes, in said village" (Int. No. 688), having been announced for a third reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 1205) entitled "An act to amend the Civil Service Law, relative to retiring veterans" (Int. No. 279), having been announced for a third reading,

Mr. Agnew moved that said bill be recommitted to the committee on general laws, with instructions to report the same forthwith amended as follows:

On page 2, line 20, after the word "state" insert the following: "nor shall any veteran, carried on the pension rolls of the United States government, receive any payment under this section".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 2

Those who voted in the affirmative were:

Allen F E	Crosley	Harawitz	Moreland	Smith Myron
Allen J G	Cunningham	Harte	Murphy	Sprenger
Apgar	DeGroot	Hastings	Nevins	Stanley
Averill	Dowling	Hoffman	Nolan	Steele
Baldwin	Draper	Hooker	Oliver	Steffens
Bass	Eagleton	Hooper	O'Neill	Story
Becker	Eckmann	Hubbs	Palmer G M	Surpless
Bernstein	Evans	Kavanagh	Palmer S J	Thompson
Bisland	Feth	Keyes	Patton	Volk
Bohan	Fille	Knapp	Phillips	Waddell
Boshart	Foelker	Lansing	Pratt	Wade
Brady	Foster	LaFetra	Quinn	Wainwright
Brennan	Fowler	Lee A E	Rock	Weber
Burnett	Francis	Lee W I	Rogers	Wedemeyer
Burns	Gates	Lewis	Salomon	Wells
Carnochan	Grattan	Long	Santee	West
Carrier	Gray A B	Lupton	Schmitt	Whitley
Caughlan	Gray F J	Maher	Schoeneck	Whitney F G
Chamberlain	Green	Maier	Schwegler	Whitney G H
Charles	Gunderman	Matthews	Scovill	Williams
Colne	Gurnett	McGuire	Shuttleworth	Wilson
Coon	Hackett	Mead	Smith A E	Winters
Cowan	Hammond	Miller	Smith J E	Yale
Cox	Hamn	Mills	Smith M F	Young

Those who voted in the negative were:

Agnew                  Prentice

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1207) entitled "An act to amend the Membership Corporations Law, in relation to the election of managers and trustees" (Int. No. 708), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the



affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 2

Those who voted in the affirmative were:

Agnew	Cox	Harte	Miller	Smith M F
Allen F E	Crosley	Hartman	Murphy	Smith Myron
Allen J G	Cunningham	Harvey	Nevins	Sprenger
Averill	DeGroot	Hastings	Norton	Stanley
Bass	Dowling	Hoffman	Oglesby	Steele
Becker	Draper	Hooker	O'Neill	Steffens
Beebe	Eagleton	Hooper	Palmer S J	Surpluss
Bird	Eckmann	Hubbs	Patton	Thompson
Bohan	Evans	Kavanagh	Phillips	Volk
Boshart	Farnan	Keyes	Pratt	Waddell
Brady	Filley	Knapp	Prentice	Wade
Brennan	Foelker	Krulwich	Quinn	Wainwright
Burnett	Fowler	Lansing	Reilly	Weber
Burns	Francis	LaFetra	Rock	Wedemeyer
Burzynski	Gates	Lee A E	Rogers	Wemple
Campbell	Grady	Lee W I	Salomon	West
Carnochan	Grattan	Lewis	Sammon	Whitley
Carrier	Gray A B	Lupton	Santee	Whitney F G
Caughlan	Green	Lynch	Schmitt	Williams
Chamberlain	Gunderman	Maher	Schoeneck	Wilson
Charles	Gurnett	Maier	Scovill	Winters
Cohalan	Hammond	Matthews	Shanahan	Wood
Colne	Hamn	McGuire	Shuttleworth	Yale
Coon	Hapeman	Mead	Smith A E	Young
Cowan	Harawitz	Merritt	Smith J E	

Those who voted in the negative were:

Palmer G M    Tompkins

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1259) entitled "An act to amend the Public Health Law, relative to the number and appointment of members of local boards of health" (Int. No. 258), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126

NOES 2

Those who voted in the affirmative were:

Agnew	Cox	Hackett	Murphy	Smith Myron
Allen F E	Crosley	Hammond	Nevins	Sprenger
Allen J G	Cunningham	Hamn	Nolan	Stanley
Apgar	DeGroot	Hapeman	Oglesby	Steele
Averill	Donohue	Harawitz	Oliver	Steffens
Baldwin	Dowling	Hartman	O'Neill	Story
Bass	Draper	Hoffman	Palmer S J	Surplless
Becker	Dressing	Hooper	Patton	Tompson
Bedell	Eagleton	Hubbs	Phillips	Tompkins
Beebe	Evans	Kavanagh	Pratt	Volk
Bisland	Farnan	Keyes	Prentice	Waddell
Bohan	Filley	Knapp	Quinn	Wade
Boshart	Fish	Krulewitch	Reilly	Wainwright
Brady	Foelker	Lee A E	Rock	Weber
Brennan	Foster	Lee W I	Rogers	Wedemeyer
Burnett	Fowler	Lewis	Salomon	Wells
Burns	Francis	Lupton	Sammon	Wemple
Burzynski	Fritz	Maher	Santee	West
Carnochan	Gates	Maier	Schoeneck	Whitney F G
Carrier	Grady	Matthews	Schwegler	Whitney G H
Caughlan	Grattan	McGuire	Scovill	Williams
Chamberlain	Gray A B	Mead	Shanahan	Wilson
Charles	Gray F J	Merriitt	Shuttleworth	Winters
Colne	Green	Mills	Smith A E	Yale
Coon	Gregory	Moreland	Smith J E	Young
Cowan				

Those who voted in the negative were:

Hooker Palmer G M

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1264) entitled "An act to amend chapter one hundred and six of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise, consolidate and amend the several acts relating to the village of Mechanicville, and to repeal certain acts,' and the acts amendatory thereof, relating to the powers and duties of the president, constitution of the board of trustees, appointment of village attorney, and the village funds known as the general fund and the highway fund" (Int. No. 681), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hamn	Mills	Smith M F
Allen F E	Cunningham	Harawitz	Moreland	Smith Myron
Allen J G	DeGroot	Harte	Murphy	Sprenger
Apgar	Donohue	Hartman	Nevins	Steffens
Averill	Dowling	Hastings	Oglesby	Story
Baldwin	Draper	Hoffman	Oliver	Surpless
Becker	Eagleton	Hooker	O'Neill	Thompson
Beebe	Eckmann	Hooper	Palmer G M	Volk
Bernstein	Evans	Hubbs	Palmer S J	Waddell
Bird	Farnan	Kavanagh	Patton	Wade
Bisland	Filley	Keyes	Phillips	Wainwright
Bohan	Fish	Knapp	Pratt	Weber
Boshart	Foelker	Krulewitch	Prentice	Wedemeyer
Burnett	Foster	Lansing	Quinn	Wells
Burns	Fowler	LaFetra	Rock	Wemple
Burzynski	Francis	Lee A E	Rogers	West
Carnochan	Fritz	Lee W I	Salomon	Whitley
Carrier	Gates	Lewis	Schmitt	Whitney F G
Caughlan	Grattan	Lupton	Schoeneck	Whitney G H
Chamberlain	Gray A B	Lynch	Schwegler	William
Charles	Gray F J	Maher	Scovill	Wilson
Cohalan	Green	Maier	Shanahan	Winters
Colne	Gregory	Matthews	Shuttleworth	Wood
Coon	Gurnett	Mead	Smith A E	Yale
Cowan	Hackett	Merritt	Smith J E	Young
Cox	Hammond	Miller		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same, and request the concurrence of the Senate therein.

The bill (No. 1263) entitled "An act to amend chapter five hundred and nine of the Laws of eighteen hundred and ninety-seven, entitled 'An act to provide for the establishment of a botanic garden and aboretum on park lands in the city of Brooklyn' and for the care of the same" (Int. No. 584), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the



affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 121

NOES 3

Those who voted in the affirmative were:

Agnew	Cowan	Hackett	Matthews	Smith J E
Allen F E	Cox	Hammond	McGuire	Smith M F
Allen J G	Crosley	Hamn	Mead	Smith Myron
Apgar	Cunningham	Harawitz	Merritt	Stanley
Averill	DeGroot	Harte	Mills	Steele
Baldwin	Donohue	Hartman	Moreland	Steffens
Bass	Dowling	Hastings	Nevins	Story
Becker	Evans	Hoffman	Nolan	Surpless
Beebe	Farnan	Hooker	Oglesby	Thompson
Bernstein	Feth	Hooper	O'Neill	Tompkins
Bird	Filley	Hubbs	Palmer S J	Volk
Bisland	Fish	Kavanagh	Patton	Waddell
Bohan	Foelker	Keyes	Phillips	Wade
Boshart	Foster	Krulewitch	Pratt	Weber
Brady	Francis	Lansing	Rock	Wedemeyer
Brennan	Fritz	LaFetra	Rogers	Wells
Burnett	Gates	Lee A E	Salomon	Wemple
Burns	Grattan	Lee W I	Santee	West
Burzynski	Gray A B	Lewis	Schmitt	Whitney F G
Carrier	Gray F J	Long	Schoeneck	Whitney G H
Caughlan	Green	Lupton	Schwegler	Williams
Chamberlain	Gregory	Lynch	Shanahan	Winters
Charles	Gunderman	Maher	Shuttleworth	Wood
Colne	Gurnett	Maier	Smith A E	Yale
Coon				

Those who voted in the negative were:

Carnochan      Oliver      Prentice

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1306) entitled "An act to make the office of the county clerk of Cayuga county a salaried office and regulating the management of said office" (Int. No. 272), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hamn	Moreland	Smith Myron
Allen J G	Cunningham	Hapeman	Murphy	Sprenger
Apgar	Donohue	Harawitz	Nevins	Steele
Averill	Dowling	Harte	Norton	Steffens
Becker	Draper	Hartman	Oglesby	Story
Beebe	Eagleton	Harvey	Oliver	Surplus
Bernstein	Eckmann	Hastings	O'Neill	Thompson
Bird	Evans	Hoffman	Palmer G M	Volk
Bisland	Farnan	Hooker	Palmer S J	Waddell
Bohan	Filley	Hooper	Patton	Wade
Boshart	Fish	Hubbs	Phillips	Wainwright
Brady	Foelker	Kavanagh	Pratt	Weber
Brennan	Foster	Keyes	Prentice	Wedemeyer
Burnett	Fowler	Knapp	Quinn	Wells
Burns	Francis	Lansing	Reilly	Wemple
Burzynski	Gates	LaFetra	Rock	West
Campbell	Grady	Lee A E	Rogers	Whitley
Carnochan	Grattan	Lynch	Salomon	Whitney F G
Carrier	Gray A B	Maher	Sammon	Whitney G H
Caughlan	Gray F J	Maier	Santee	Williams
Charles	Green	Matthews	Shanahan	Wilson
Cohalan	Gregory	McGuire	Shuttleworth	Winters
Colne	Gunderman	Mead	Smith A E	Wood
Coon	Gurnett	Merritt	Smith J E	Yale
Cowan	Hackett	Miller	Smith M F	Young
Cox	Hammond	Mills		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and, as amended, have again passed the same, and request the concurrence of the Senate therein.

The bill (No. 403) entitled "An act to amend the Labor Law, relative to deputy factory inspectors" (Int. No. 379), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123

NOES 1

Those who voted in the affirmative were:

Agnew	Colne	Gray F J	Miller	Smith A E
Allen F E	Coon	Green	Mills	Smith Myron
Allen J G	Cowan	Gregory	Moreland	Stanley
Apgar	Cox	Gunderman	Murphy	Steele

Averill	Crosley	Hamn	Nevins	Steffens
Baldwin	Cunningham	Hapeman	Nolan	Story
Bass	DeGroot	Harawitz	Norton	Surpless
Becker	Donohue	Hartman	Oglesby	Thompson
Bedell	Dowling	Hastings	Oliver	Volk
Beebe	Draper	Hoffman	O'Neill	Waddell
Bernstein	Dressing	Hooker	Palmer S J	Weber
Bird	Eagleton	Hooper	Patton	Wedemeyer
Bisland	Farnan	Kavanagh	Phillips	Wells
Bohan	Feth	Keyes	Pratt	Wemple
Boshart	Filley	Knapp	Prentice	West
Brady	Fish	Krulewitch	Quinn	Whitley
Brennan	Foelker	Lee A E	Reilly	Whitney F G
Burnett	Foster	Lee W I	Rock	Whitney G H
Burns	Fowler	Lewis	Sammon	Williams
Burzynski	Francis	Lupton	Santee	Wilson
Carnochan	Fritz	Maher	Schoeneck	Winters
Carrier	Gates	Maier	Schwegler	Wood
Caughlan	Grady	Matthews	Shanahan	Yale
Chamberlain	Grattan	McGuire	Shuttleworth	Young
Charles	Gray A B	Merritt		

In the negative:

Palmer G M

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 363) entitled "An act to provide for the payment of the balance due newspapers for the publication of concurrent resolutions of the Legislature of nineteen hundred and five, proposing amendments to the Constitution of this State, and for deficiency in appropriation for the publication of other official notices required to be published as provided by law, which are subject to contract" (Int. No. 345), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127

NOES 00

Those who voted in the affirmative were:

Agnew	Donohue	Harte	Miller	Smith J E
Allen F E	Dowling	Hartman	Mills	Smith M F
Allen J G	Draper	Harvey	Moreland	Smith Myron
Apgar	Eagleton	Hastings	Murphy	Sprengr



Averill	Eckmann	Hoffman	Nevins	Stanley
Baldwin	Evans	Hooker	Norton	Steele
Bass	Farnan	Hooper	Oglesby	Steffens
Becker	Feth	Hubbs	Oliver	Story
Beebe	Filly	Kavanagh	O'Neill	Surpluss
Bernstein	Fish	Keyes	Palmer G M	Thompson
Bird	Foelker	Knapp	Palmer S J	Volk
Bohan	Foster	Krulewitch	Patton	Waddell
Brady	Fowler	Lansing	Pratt	Wade
Brennan	Francis	LaFetra	Prentice	Wainwright
Burnett	Gates	Lee A E	Quinn	Weber
Burns	Grady	Lee W I	Reilly	Wells
Burzynski	Grattan	Lewis	Rock	Wemple
Carnochan	Gray A B	Lupton	Rogers	West
Carrier	Green	Lynch	Sammon	Whitley
Caughlan	Gregory	Maher	Santee	Whitney F G
Chamberlain	Gunderman	Maier	Schoeneck	Whitney G H
Charles	Gurnett	Matthews	Scovill	Williams
Colne	Hackett	McGuire	Shanahan	Wood
Coon	Hammond	Mead	Shuttleworth	Yale
Cowan	Hapeman	Merritt	Smith A E	Young
Cunningham	Harawitz			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 626) entitled "An act to amend the Forest, Fish and Game Law, in relation to the office and clerical force" (Int. No. 576), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127

NOES 1

Those who voted in the affirmative were:

Agnew	Cowan	Hapeman	Mills	Smith Myron
Allen F E	Cox	Harawitz	Moreland	Sprenger
Allen J G	Crosley	Hartman	Murphy	Stanley
Apgar	Cunningham	Hastings	Nevins	Steele
Averill	Donohue	Hoffman	Norton	Steffens
Baldwin	Dowling	Hooker	Oglesby	Story
Bass	Draper	Hooper	Oliver	Surpluss
Becker	Dressing	Hubbs	O'Neill	Thompson
Bedell	Eagleton	Kavanagh	Palmer G M	Volk
Beebe	Evans	Keyes	Palmer S J	Waddell
Bernstein	Feth	Knapp	Patton	Wade
Bird	Fish	Krulewitch	Phillips	Wainwright
Bisland	Foster	Lansing	Pratt	Weber
Bohan	Fowler	LaFetra	Quinn	Wedemeyer

Boshart	Francis	Lee A E	Reilly	Wells
Brady	Fritz	Lee W I	Rock	Wemple
Brennan	Gates	Lewis	Rogers	West
Burnett	Grady	Lupton	Salomon	Whitley
Burns	Grattan	Maher	Sammon	Whitney F G
Carnochan	Gray A B	Maier	Schoeneck	Whitney G H
Carrier	Gray F J	Matthews	Schwegler	Williams
Caughlan	Green	McGuire	Shanahan	Winters
Chamberlain	Gregory	Mead	Shuttleworth	Wood
Charles	Gunderman	Merritt	Smith A E	Yale
Colne	Hackett	Miller	Smith J E	Young
Coon	Hammond			

In the negative:

Tompkins

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1316) entitled "An act compelling steamboat corporations and railroad corporations to provide transfer facilities for passengers" (Int. No. 668), having been announced for a third reading,

On motion of Mr. Burns, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 1154) entitled "An act making appropriations for repairs, renewals and betterments for the several State prisons, the Eastern New York Reformatory, the Matteawan State Hospital for Insane Criminals and the Dannemora State Hospital for Insane Convicts, and reappropriating certain moneys therefor" (Int. No. 956), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Gurnett	Merritt	Smith A E
Allen F E	Cunningham	Hackett	Miller	Smith J E
Allen J G	DeGroot	Hammond	Mills	Sprengr
Apgar	Donohue	Hapeman	Moreland	Stanley

Averill	Dowling	Harawitz	Murphy	Steele
Baldwin	Draper	Hartman	Nevins	Steffens
Bass	Eagleton	Hastings	Nolan	Story
Becker	Eckmann	Hoffman	Oglesby	Surpless
Bernstein	Evans	Hooker	Palmer G M	Thompson
Bird	Farnan	Hooper	Palmer S J	Volk
Bisland	Feth	Hubbs	Patton	Waddell
Bohan	Filley	Keyes	Phillips	Wainwright
Boshart	Fish	Knapp	Pratt	Weber
Brady	Foelker	Krulewitch	Prentice	Wedemeyer
Brennan	Foster	Lansing	Quinn	Wells
Burzynski	Fowler	LaFetra	Rock	Wemple
Carnochan	Francis	Lee A E	Rogers	West
Carrier	Fritz	Lee W I	Salomon	Whitley
Caughlan	Gates	Lewis	Santee	Whitney F G
Chamberlain	Grattan	Lynch	Schmitt	Whitney G H
Charles	Gray A B	Maher	Schoeneck	Williams
Cohalan	Gray F J	Maier	Schwegler	Wilson
Colne	Green	Matthews	Scovill	Wood
Coon	Gregory	McGuire	Shanahan	Yale
Cowan	Gunderman	Mead	Shuttleworth	Young
Cox				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1153) entitled "An act making appropriation for heating, lighting and plumbing the warden's residence at the Eastern New York Reformatory" (Int. No. 955), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 1

Those who voted in the affirmative were:

Agnew	Cowan	Gurnett	Merritt	Smith A E
Allen F E	Cox	Hackett	Miller	Smith J E
Allen J G	Crosley	Hamn	Mills	Smith M F
Apgar	Cunningham	Hapeman	Moreland	Smith Myron
Averill	DeGroot	Harawitz	Murphy	Stanley
Baldwin	Donohue	Harte	Nevins	Steele
Bass	Dowling	Hartman	Oliver	Steffens
Becker	Draper	Harvey	O'Neill	Surpless
Beebe	Eagleton	Hastings	Palmer G M	Thompson
Bernstein	Eckmann	Hoffman	Palmer S J	Volk
Bird	Evans	Hooper	Patton	Waddell
Bisland	Farnan	Hubbs	Phillips	Wade



Bohan	Filley	Kavanagh	Pratt	Wainwright
Boshart	Fish	Keyes	Prentice	Weber
Brady	Foelker	Knapp	Quinn	Wells
Brennan	Foster	Krulewitch	Reilly	Wemple
Burzynski	Fowler	Lansing	Rock	West
Campbell	Francis	LaFetra	Rogers	Whitley
Carnochan	Gates	Lee A E	Salomon	Whitney F G
Carrier	Grady	Lupton	Sammon	Whitney G H
Caughlan	Grattan	Lynch	Santee	Williams
Chamberlain	Gray A B	Maher	Schmitt	Winters
Charles	Gray F J	Maier	Schoeneck	Wood
Cohalan	Green	Matthews	Scovill	Yale
Colne	Gregory	McGuire	Shanahan	Young
Coon	Gunderman	Mead	Shuttleworth	

In the negative:

Tompkins

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 645) entitled "An act to amend the Military Code, relative to miscellaneous provisions" (Int. No. 591), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 00

Those who voted in the affirmative were:

Allen F E	Cunningham	Hammond	Murphy	Stanley
Allen J G	DeGroot	Hamn	Nevins	Steele
Averill	Donohue	Hapeman	Nolan	Steffens
Baldwin	Dowling	Harawitz	Norton	Story
Bass	Draper	Hartman	Oglesby	Surpluss
Becker	Dressing	Hastings	Oliver	Thompson
Bedell	Eagleton	Hoffman	Palmer G M	Tompkins
Beebe	Evans	Hooker	Patton	Volk
Bird	Farnan	Kavanagh	Pratt	Waddell
Bohan	Feth	Keyes	Prentice	Wade
Boshart	Filley	Knapp	Quinn	Wainwright
Brady	Fish	Krulewitch	Rock	Weber
Burnett	Foelker	Lansing	Rogers	Wedemeyer
Burns	Foster	LaFetra	Salomon	Wells
Burzynski	Fowler	Lee A E	Sammon	Wemple
Carnochan	Francis	Lewis	Santee	West
Carrier	Fritz	Lupton	Schoeneck	Whitley
Caughlan	Grady	Maher	Schwegler	Whitney F G
Chamberlain	Grattan	Maier	Scovill	Whitney G H
Charles	Gray A B	Matthews	Shanahan	Williams

Colne	Gray F J	McGuire	Shuttleworth	Wilson
Coon	Green	Mead	Smith A E	Winters
Cowan	Gregory	Merritt	Smith J E	Yale
Cox	Gunderman	Mills	Smith Myron	Young
Crosley	Hackett	Moreland	Sprenger	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Pursuant to notice, Mr. Young called up the bill (No. 918) entitled "An act to amend chapter five hundred and ninety-nine of the Laws of eighteen hundred and ninety-eight, entitled 'An act to incorporate the Security Assurance Company,' relative to authorizing the Security Assurance Company to change its name and increase the number of its officers and directors" (Int. No. 190), heretofore laid aside on the order of third reading.

Said bill having been announced for a third reading,

Mr. Shanahan moved that said bill be recommitted to the committee on the judiciary, with instructions to report the same forthwith amended as follows:

By adding on page 3, line 21, the sentence "Nothing contained in this act shall be construed to avoid a forfeiture that may occur by reason of non-user".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 117

NOES 8

Those who voted in the affirmative were:

Agnew	Crosley	Hamn	Merritt	Shuttleworth
Allen F E	Cunningham	Hapeman	Miller	Smith A E
Allen J G	DeGroot	Harte	Mills	Smith J E
Averill	Donohue	Hartman	Murphy	Smith Myron
Baldwin	Draper	Hoffman	Nevins	Stanley
Bass	Eckmann	Hooker	Nolan	Steele
Becker	Evans	Hooper	Oglesby	Steffens
Bernstein	Farnan	Hubbs	Oliver	Story

Bird	Feth	Keyes	O'Neill	Thompson
Bisland	Filley	Knapp	Palmer G M	Volk
Bohan	Fish	Krulewitch	Palmer S J	Waddell
Brady	Foelker	Lansing	Patton	Wade
Brennan	Foster	LaFetra	Phillips	Weber
Burnett	Fowler	Lee A E	Pratt	Wedemeyer
Burns	Francis	Lewis	Prentice	Wells
Burzynski	Fritz	Long	Quinn	West
Carrier	Gates	Lupton	Rock	Whitley
Caughlan	Gray F J	Lynch	Rogers	Whitney F G
Chamberlain	Green	Maher	Salomon	Williams
Charles	Gregory	Maier	Schmitt	Wilson
Cohalan	Gunderman	Matthews	Schoeneck	Winters
Coon	Gurnett	McGuire	Schwegler	Wood
Cowan	Hackett	Mead	Scovill	Young
Cox	Hammond			

Those who voted in the negative were:

Carnochan	Lee W I	Santee	Tompkins	Wainwright
Kavanagh	Moreland	Shanahan		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Pursuant to notice, Mr. Salomon called up the bill (No. 1170) entitled "An act to amend the Real Property Law, relative to the recording of unusual forms of mortgages" (Int. No. 58), heretofore laid aside on the order of third reading.

Said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 2

Those who voted in the affirmative were:

Agnew	Cowan	Gurnett	Matthews	Smith A E
Allen F E	Cox	Hackett	McGuire	Smith J E
Allen J G	Crosley	Hammond	Mead	Smith M F
Apgar	Cunningham	Hamn	Merritt	Smith Myron
Averill	DeGroot	Hapeman	Miller	Sprengr
Baldwin	Donohue	Harawitz	Moreland	Stanley
Bass	Dowling	Harte	Nevins	Steele
Becker	Draper	Hartman	Nolan	Steffens
Beebe	Eagleton	Hastings	Oglesby	Story
Bernstein	Eckmann	Hoffman	Oliver	Surpless
Bird	Evans	Hooker	O'Neill	Thompson
Bisland	Farnan	Hooper	Palmer S J	Tompkins



Bohan	Feth	Hubbs	Patton	Volk
Boshart	Filley	Kavanagh	Phillips	Waddell
Brady	Fish	Keyes	Pratt	Wade
Brennan	Foelker	Knapp	Prentice	Weber
Burnett	Foster	Krulewitch	Quinn	Wedemeyer
Burns	Fowler	Lansing	Rock	Wells
Burzynski	Francis	LaFetra	Rogers	Wemple
Carnochan	Fritz	Lee A E	Salomon	West
Carrier	Gates	Lee W I	Santee	Whitley
Caughlan	Grattan	Lewis	Schmitt	Whitney G H
Chamberlain	Gray A B	Long	Schoeneck	Williams
Charles	Gray F J	Lupton	Schwegler	Wilson
Cohalan	Green	Lynch	Scovill	Winters
Colne	Gregory	Maher	Shanahan	Wood
Coon	Gunderman	Maier	Shuttleworth	Yale

Those who voted in the negative were:

Palmer G M    Wainwright

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 253) entitled "An act to amend the Tax Law, relative to property exempt from taxation" (Int. No. 253), was read the second time.

On motion of Mr. LaFetra, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1196) entitled "An act to make the office of county clerk of Wyoming county a salaried office, and regulating the management of said office" (Int. No. 990), was read the second time.

On motion of Mr. Nevins, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1253) entitled "An act to amend section six of chapter seven hundred and twenty-five of the Laws of nineteen hundred and five, entitled 'An act relating to the acquisition of property by the city of New York for a water supply, and providing for prompt payment therefor, and for damages occasioned by the acquisition thereof providing for use and care of reservoirs owned by said city; and providing for the construction and maintenance of highways and bridges,' relative to the maintenance and construction of highways" (Int. No. 1053), was read the second time.

On motion of Mr. Yale, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1254) entitled "An act to make the office of sheriff of the county of Queens a salaried office and regulating the management of said office" (Int. No. 1054), was read the second time.

On motion of Mr. DeGroot, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1011) entitled "An act to legalize the proceedings of a meeting of the voters of union free school district number six, town of Cortlandt, county of Westchester, and to authorize the board of education of said district to issue bonds to the amount of eighteen thousand dollars" (Int. No. 846), was read the second time.

On motion of Mr. Apgar, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1021) entitled "An act to abolish the offices of auditing superintendents of the poor in Rensselaer county, to confer their powers and duties on the acting superintendent, and to authorize the employment of additional clerks in his office" (Int. No. 855), was read the second time.

On motion of Mr. Lansing, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1092) entitled "An act to amend the County Law, relative to expenditures of money by fire commissioners in fire districts" (Int. No. 901), was read the second time.

On motion of Mr. Miller, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 671) entitled "An act to authorize the board of trustees of school district number two, town of North Hempstead, county of Nassau, to retire certain bonds of said district and to issue other bonds in lieu thereof" (Int. No. 610), was read the second time.

On motion of Mr. Miller, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1149) entitled "An act to amend chapter two hundred and ninety-one of the Laws of eighteen hundred and ninety, entitled 'An act to authorize towns to raise additional

money for highway purposes and to prevent snow blockade of highways by the substitution of wire for other fences along the same,' in relation to raising and expending additional money in preventing snow blockades " (Int. No. 951), was read the second time.

On motion of Mr. Hooker, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1274) entitled "An act to amend the charter of the missionary society of the Methodist Episcopal Church " (Int. No. 1047), was read the second time.

On motion of Mr. Stanley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1098) entitled "An act to amend chapter four hundred and thirty-one of the Laws of eighteen hundred and eighty-four, entitled 'An act to amend the charter of the Saint Vincent's Retreat for the Insane,' in relation to the commitment and care of inebriates " (Int. No. 907), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1123) entitled "An act to amend the Membership Corporations Law, in relation to the consolidation of cruelty corporations " (Int. No. 927), was read the second time.

On motion of Mr. Lansing, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1122) entitled "An act to consolidate the consolidated corporation now existing under the name of the Mohawk and Hudson River Humane Society with the corporations known as the Saratoga County Society for the Prevention of Cruelty to Animals and the Columbia County Society for the Prevention of Cruelty to Animals, and to define the powers and duties of the corporation as so consolidated " (Int. No. 926), was read the second time.

On motion of Mr. Lansing, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1005) entitled "An act to authorize the Comptroller to hear and determine the application of Charles L. Weeks



for cancellation of the tax sale made by the Comptroller in the year nineteen hundred of subdivision number four of lot number four of Rogers (Platt) and Company's road patent, Essex county " (Int. No. 840), was read the second time.

On motion of Mr. Hooper, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1217) entitled "An act to legalize and validate a certificate of indebtedness or bond of the town of Deerfield, in the county of Oneida, executed by the town board and commissioner of highways of said town, for the purpose of paying back indebtedness of said town " (Int. No. 999), was read the second time.

On motion of Mr. Evans, said bill was placed on the order of third reading.

On motion of Mr. Evans, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 00

Those who voted in the affirmative were:

Agnew	Coon	Hamn	Mills	Smith Myron
Allen F E	Cox	Hapeman	Moreland	Sprenger
Allen J G	Crosley	Harawitz	Murphy	Stanley
Apgar	Cunningham	Harte	Nevins	Steele
Averill	DeGroot	Hartman	Norton	Story
Baldwin	Donohue	Hoffman	Oglesby	Surpless
Bass	Dowling	Hooker	O'Neill	Thompson
Becker	Eagleton	Hooper	Palmer G M	Volk
Beebe	Evans	Hubbs	Palmer S J	Waddell
Bird	Farnan	Kavanagh	Patton	Wade
Bisland	Filley	Keyes	Phillips	Wainwright
Bohan	Fish	Krulewitch	Pratt	Weber
Boshart	Foelker	Lansing	Prentice	Wedemeyer
Brady	Foster	LaFetra	Quinn	Wells
Brennan	Fowler	Lee A E	Reilly	Wemple
Burnett	Gates	Lee W I	Salomon	West
Burns	Grady	Lupton	Sammon	Whitley
Burzynski	Grattan	Lynch	Santee	Whitney F G
Campbell	Gray A B	Maher	Schmitt	Whitney G H
Carrier	Gray F J	Maier	Schoeneck	Williams

Caughlan	Green	Matthews	Scovill	Wilson
Chamberlain	Gregory	McGuire	Shuttleworth	Winters
Charles	Gunderman	Mead	Smith A E	Wood
Cohalan	Gurnett	Merritt	Smith J E	Young
Colne	Hackett	Miller	Smith M F	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1003) entitled "An act to amend chapter eight hundred and twelve of the Laws of eighteen hundred and ninety-six, entitled 'An act to revise, amend and consolidate the several acts relating to the area or territory known as Sylvan Beach, in the town of Vienna, county of Oneida, and to repeal certain acts and parts of acts,' in relation to changing the boundaries of the territory affected by said chapter" (Int. No. 838), was read the second time.

On motion of Mr. Evans, said bill was placed on the order of third reading.

On motion of Mr. Evans, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Moreland	Smith Myron
Allen F E	Crosley	Hamn	Murphy	Sprengr
Allen J G	Cunningham	Hapeman	Nevins	Stanley
Apgar	DeGroot	Harawitz	Nolan	Steele
Averill	Donohue	Hartman	Norton	Steffens
Baldwin	Dowling	Hastings	Oglesby	Story
Bass	Draper	Hoffman	Oliver	Surpluss
Becker	Dressing	Hooker	O'Neill	Thompson
Bedell	Eagleton	Hooper	Palmer G M	Tompkins
Beebe	Evans	Hubbs	Palmer S J	Volk
Bernstein	Farnan	Kavanagh	Patton	Waddell
Bird	Feth	Keyes	Phillips	Wade
Bisland	Filley	Knapp	Pratt	Wainwright
Bohan	Fish	Krulewitch	Prentice	Weber
Boshart	Foelker	Lansing	Quinn	Wedemeyer

Brady	Foster	LaFetra	Reilly	Wells
Brennan	Fowler	Lee A E	Rock	Wemple
Burnett	Francis	Lee W I	Rogers	West
Burns	Fritz	Lewis	Salomon	Whitley
Burzynski	Gates	Lupton	Sammon	Whitney
Carnochan	Grady	Maher	Santee	Whitney F G
Carrier	Grattan	Maier	Schoeneck	Williams G H
Caughlan	Gray A B	Matthews	Schwegler	Wilson
Chamberlain	Gray F J	McGuire	Scovill	Winters
Charles	Green	Mead	Shanahan	Wood
Colne	Gregory	Merritt	Shuttleworth	Yale
Coon	Gunderman	Miller	Smith A E	Young
Cowan	Hackett	Mills	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1351) entitled "An act to legalize the issue of bonds of the town of Lumberland in the county of Sullivan, authorized by the board of supervisors of said county for the purpose of defraying the expense of rebuilding a bridge over the Delaware river in said town, and to provide for the payment of the principal and interest thereof" (Int. No. 1097), was read the second time.

On motion of Mr. Bisland, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1215) entitled "An act to authorize the towns of Bethel, Thompson, Fallsburgh, Neversink, and Mamakating, in Sullivan county, to acquire by purchase or condemnation, the rights, franchises and property of any individual or corporation lawfully entitled to exact a toll or charge for walking, riding or driving over any plankroad or turnpike within said towns, and to provide means for the payment of the same" (Int. No. 997), was read the second time.

On motion of Mr. Bisland, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1129) entitled "An act to amend the Benevolent Orders Law, relative to power of trustees to issue bonds" (Int. No. 933), was read the second time.

On motion of Mr. Santee, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1126) entitled "An act to amend chapter seventy-three of the Laws of eighteen hundred and forty-six, entitled 'An act authorizing trusts for the benefit of the owners and



occupants of mill privileges on the Wynant's kill " (Int. No. 930), was read the second time.

On motion of Mr. Nolan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1352) entitled "An act to incorporate the First Welsh Congregational Church Cemetery Association " (Int. No. 1098), was read the second time.

On motion of Mr. Evans, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1335) entitled "An act to amend chapter sixty-two of the Laws of eighteen hundred and eighty, entitled 'An act in relation to the office of commissioner of highways of the town of Stony Point, Rockland county,' in relation to compensation of the commissioner of highways " (Int. No. 1081), was read the second time.

On motion of Mr. Carnochan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1298) entitled "An act to amend the Town Law, in relation to town fire companies " (Int. No. 1073), was read the second time.

On motion of Mr. Bass, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 896) entitled "An act to amend the Highway Law, in relation to the qualified abandonment of highways " (Int. No. 760), was read the second time.

On motion of Mr. Merritt, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1233) entitled "An act to amend the Labor Law, in relation to cash payment of wages " (Int. No. 1016), was read the second time.

On motion of Mr. Nolan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1321) entitled "An act to amend the Tax Law in relation to the defense of certiorari proceedings to review the assessment of a special franchise by the State Board of Tax Commissioners " (Int. No. 906), was read the second time.

On motion of Mr. Wade, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1293) entitled "An act to amend the Forest, Fish and Game Law, relative to taking fish with setlines, tip-ups, or by spearing, in Young's lake and Weaver's lake in the town of Warren, Herkimer county" (Int. No. 1068), was read the second time.

On motion of Mr. Steele, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 181) entitled "An act for the relief of persons, firms and corporations who rendered services and furnished labor or material which was used in constructing the State armory in the late village now city of Tonawanda, Erie county, New York" (Int. No. 181), was read the second time.

On motion of Mr. Patton, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 254) entitled "An act for the relief of Eugene Seherri" (Int. No. 254), was read the second time.

On motion of Mr. LaFetra, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 378) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Margaret J. Wallace against the State of New York, for damages alleged to have been sustained by her through the negligence of the fire department of the city of New York" (Int. No. 359), was read the second time.

On motion of Mr. Bird, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 389) entitled "An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the claim of George W. Roth against the State of New York and to make an appropriation therefor" (Int. No. 370), was read the second time.

On motion of Mr. Schwegler, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 443) entitled "An act to confer upon the Court of Claims jurisdiction to hear, audit and determine the claims of Anna Androvic and Stanslaus Androvic, her husband, for

damages resulting from the shooting of said Anna Androvic near Creedmoor, Long Island, which damages are alleged to have been sustained by each of them by said shooting and to render judgment therefor" (Int. No. 413), was read the second time.

On motion of Mr. DeGroot, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 510) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Michael O'Keefe against the State of New York, for damages alleged to have been sustained while in the employ of the State" (Int. No. 480), was read the second time.

On motion of Mr. Brennan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 514) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Matthew Edgar, William John Edgar, James H. Akin and Thomas Parker against the State of New York for damages arising out of the erection and maintenance of the sewage disposal plant of the Western House of Refuge for Women at Albion, New York" (Int. No. 484), was read the second time.

On motion of Mr. Wilson, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 631) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the C. E. Dibble Company of Schenectady, New York, against the State growing out of the contract between the State of New York and Jay Cady Wemple and George W. Eycleshymer, composing the Schenectady Engineering and Construction Company for the erection of the buildings known as the State Rochester Industrial School" (Int. No. 581), was read the second time.

On motion of Mr. Wemple, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 717) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine an alleged claim of William Conway as administrator of the goods, chattels and credits of James Hendy, deceased, against the State of New



York, for damages for the death of said James Hendy, deceased " (Int. No. 636), was read the second time.

On motion of Mr. Francis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 739) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Manheim Brown, against the State, for damages alleged to have been sustained by him, and to render judgment therefor" (Int. No. 658), was read the second time.

On motion of Mr. Young, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 743) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Lizzie B. Cusick against the State of New York for military services performed by Cornelius C. Cusick" (Int. No. 662), was read the second time.

On motion of Mr. Draper, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 805) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Rollin Abernethy against the State for damages alleged to have been sustained by him, and to render judgment therefor" (Int. No. 698), was read the second time.

On Motion of Mr. E. J. Gray, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1184) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of any officer or member of the State militia for counsel fees and expenses, and to render judgment therefor" (Int. No. 978), was read the second time.

On motion of Mr. A. E. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 228) entitled "An act to authorize the towns of Suffolk county to acquire lands for park purposes, and to issue bonds therefor" (Rec. No. 77), was read the second time.

On motion of Mr. Hubbs, said bill was placed on the order of third reading.

The Senate bill (No. 381) entitled "An act to legalize the proceedings of the inhabitants, and of the board of education, of union free school district number one, of the town of Hadley, Saratoga county, and the town of Luzerne, Warren county, relative to acquiring a site and constructing a new school building in said district, and to provide for the issuance of the bonds of said district to defray the cost of the same" (Rec. No. 101), was read the second time.

On motion of Mr. G. H. Whitney, said bill was placed on the order of third reading.

The Senate bill (No. 370) entitled "An act to amend chapter one hundred and ninety-four of the Laws of nineteen hundred, entitled 'An act to make the office of supervisor of Montgomery county a salaried office, and fixing the compensation of the clerk of the board of supervisors,' in respect to the sessions of said board, the time and manner of auditing claims against said county, and the compensation of the clerk of said board" (Rec. No. 95), was read the second time.

On motion of Mr. Charles, said bill was placed on the order of third reading.

On motion of Mr. Charles, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Moreland	Smith Myron
Allen F E	Crosley	Hamn	Murphy	Sprenger
Allen J G	Cunningham	Hapeman	Nevins	Stanley
Apgar	DeGroot	Harawitz	Nolan	Steele
Averill	Donohue	Hartman	Norton	Steffens
Baldwin	Dowling	Hastings	Oglesby	Story
Bass	Draper	Hoffman	Oliver	Surpless

Becker	Dressing	Hooker	O'Neill	Thompson
Bedell	Eagleton	Hooper	Palmer G M	Tompkins
Beebe	Evans	Hubbs	Palmer S J	Volk
Bernstein	Farnan	Kavanagh	Patton	Waddell
Bird	Feth	Keyes	Phillips	Wade
Bisland	Filley	Knapp	Pratt	Wainwright
Bohan	Fish	Krulewitch	Prentice	Weber
Boshart	Foelker	Lansing	Quinn	Wedemeyer
Brady	Foster	LaPetra	Reilly	Wells
Brennan	Fowler	Lee A E	Rock	Wemple
Burnett	Francis	Lee W I	Rogers	West
Burns	Fritz	Lewis	Salomon	Whitley
Burzynski	Gates	Lupton	Sammon	Whitney F G
Carnochan	Grady	Maher	Santee	Whitney G H
Carrier	Grattan	Maier	Schoeneck	Williams
Caughlan	Gray A B	Matthews	Schwegler	Wilson
Chamberlain	Gray F J	McGuire	Scovill	Winters
Charles	Green	Mead	Shanahan	Wood
Colne	Gregory	Merritt	Shuttleworth	Yale
Coon	Gunderman	Miller	Smith A E	Young
Cowan	Hackett	Mills	Smith J E	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 84) entitled "An act to amend chapter five hundred and ninety-eight of the Laws of eighteen hundred and ninety-two, entitled 'An act to provide for reporting the decisions of the inferior courts of record in the State of New York,' as amended by chapter four hundred and ninety-six of the Laws of nineteen hundred and three" (Rec. No. 58), was read the second time.

On motion of Mr. G. H. Whitney, said bill was placed on the order of third reading.

The Senate bill (No. 511) entitled "An act to amend the Forest, Fish and Game Law, in relation to lake trout in Dutchess county" (Rec. No. 92), was read the second time.

On motion of Mr. A. B. Gray, said bill was placed on the order of third reading.

The Senate returned the bill (No. 376, Int. No. 38) entitled "An act to amend chapter three hundred and seventy-seven of the Laws of eighteen hundred and seventy, entitled 'An act supplementary to "An act in relation to a public park in the city of Albany,"' and acts amendatory thereof, in relation to a sinking fund," with a message that they have again passed the same.

Ordered, That the Clerk deliver said bill to the Governor.



The Senate returned the bill (No. 1201, Int. No. 788) entitled "An act to amend chapter ten of the Laws of nineteen hundred and two, entitled 'An act to provide for the holding of town meetings and elections in counties of the State having a certain population,' generally," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 737, Int. No. 656) entitled "An act to amend the Forest, Fish and Game Law, in relation to fire wardens in certain towns in Jefferson county," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 806, Int. No. 699) entitled "An act to amend the Code of Civil Procedure, relative to the fees of constables and deputy sheriffs," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 289, Int. No. 137) entitled "An act to amend the Code of Civil Procedure, relative to fees of grand and trial jurors in certain counties," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 504, Int. No. 474) entitled "An act to amend section one hundred and ninety-one of the Code of Civil Procedure," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 1022, Int. No. 856) entitled "An act to amend the Forest, Fish and Game Law in relation to the sale of wall-eyed and yellow pike in cities containing one million or more inhabitants," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 173, Int. No. 173) entitled "An act to legalize the acts of B. F. McCahill, a notary public," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 412, Int. No. 388) entitled "An act to amend the Town Law, in relation to town assessors in Nassau county," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 914, Int. No. 447) entitled "An act to amend the County Law, in relation to the expenses of county judge and surrogate," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 1111, Int. No. 290) entitled "An act to provide for rebuilding the New York State Normal College at Albany, authorizing an exchange of sites and making an appropriation therefor," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 637, Int. No. 423) entitled "An act to amend the Code of Civil Procedure, relative to certain actions in county court," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 399, Int. No. 375) entitled "An act to amend the Greater New York charter, so as to enable the city of New York to obtain the services of a training school for nurses of the sick in connection with Bellevue and other hospitals," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

The Senate returned the bill (No. 1040, Int. No. 804) entitled "An act authorizing the city of Lockport to raise money for

police purposes, and for the purpose of refunding excess city and school taxes paid during the years nineteen hundred and four and nineteen hundred and five," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Lockport.

The Senate returned the bill (No. 1057, Int. No. 879) entitled "An act to empower the city of Geneva to borrow money for the payment of certain outstanding notes and issue bonds therefor," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Geneva.

The Senate returned the Senate bill (No. 577, Assembly reprint No. 1323, Rec. No. 98) entitled "An act making an appropriation for expenses of the Senate and Assembly," with a message that they have concurred in the amendments of the Assembly made thereto.

Ordered, That the Clerk return said bill to the Senate.

A communication was received from Hon. James G. Cutler, mayor of the city of Rochester, returning Assembly bill (No. 606, Int. No. 557), entitled "An act to amend chapter four hundred and twenty-four of the Laws of eighteen hundred and ninety-seven, entitled 'An act to provide for the proper observance of Memorial Day in the city of Rochester, and to authorize the common council of said city to make an annual appropriation for that purpose,' generally," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Geo. B. McClellan, mayor of the city of New York, returning Assembly bill (No. 236, Int. No. 236), entitled "An act to terminate the use of streets, avenues and public places in the city of New York, in the borough of Manhattan, by railroads operated by steam locomotive



power at grade," with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

The privileges of the floor were extended to Hon. James Fitzgerald, a former member.

Hon. J. E. Smith was excused from Thursday's session.

On motion of Mr. Moreland, the House adjourned.

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FRIDAY, MARCH 16, 1906.

The House met pursuant to adjournment.

Prayer by Rev. Olin B. Coit, D. D., Potsdam.

On motion of Mr. Moreland, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to provide for the publication of the Forest, Fish and Game Law as amended" (No. 448, Rec. No. 147), which was read the first time and referred to the committee on ways and means.

"An act to amend the Forest, Fish and Game Law, relative to the close season for deer" (No. 718, Rec. No. 148), which was read the first time and referred to the committee on fisheries and game.

"An act authorizing the city of Troy to borrow not to exceed two hundred thousand dollars for the water-works department of said city and to use for general purposes in the water-works department a portion of the proceeds of the sale of bonds dated September first, nineteen hundred and five, issued under chapter five hundred and seventy-six, Laws of eighteen hundred and ninety-three, and amendatory acts" (No. 636, Rec. No. 149), which was read the first time and referred to the committee on affairs of cities.

"An act to reappropriate money for the construction of a State armory at Oneonta, as provided for by chapters seven hundred and twenty-nine of the Laws of nineteen hundred and four and

six hundred and thirty-five of the Laws of nineteen hundred and three" (No. 489, Rec. No. 150), which was read the first time and referred to the committee on ways and means.

"An act to amend the charter of the city of New Rochelle, in relation to the official bonds of city officers" (No. 568, Rec. No. 151), which was read the first time and referred to the committee on affairs of cities.

"An act to amend title four of chapter six hundred and thirty-five of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Yonkers,' by adding a new section authorizing the issue of revenue bonds and certificates of indebtedness" (No. 734, Rec. No. 152), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter six hundred and ninety-six of the Laws of eighteen hundred and eighty-seven, entitled 'An act to provide hospitals, orphan asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor,' and the acts amendatory thereof" (No. 229, Rec. No. 153), which was read the first time and referred to the committee on affairs of cities.

"An act authorizing the police commissioner of the city of New York to reinstate detective sergeants" (No. 366, Rec. No. 154), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section thirteen hundred and seventy-four of the Greater New York charter relative to the clerk of the board of justices of the municipal court" (No. 524, Rec. No. 155), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Military Code relative to armories" (No. 719, Rec. No. 156), which was read the first time and referred to the committee on military affairs.

"An act to amend chapter five hundred and forty-eight of the Laws of nineteen hundred and five, entitled 'An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing school lots and erecting, completing and enlarging school build-

ings' " (No. 725, Rec. No. 157), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize the city of Buffalo to issue its bonds for the purpose of extending and improving the supply of water to the city and its inhabitants " (No. 726, Rec. No. 158), which was read the first time and referred to the committee on affairs of cities.

"An act to provide for the payment of the claim of Joseph Fiesel, junior, for plumbing work and material furnished the board of education of Long Island City during the year eighteen hundred and ninety-one" (No. 732, Rec. No. 159), which was read the first time and referred to the committee on affairs of cities.

"An act to reappropriate money for the erection of an armory in the city of Rochester for the use of the National Guard and Naval Militia there stationed, as provided by chapter six hundred and forty-two of the Laws of nineteen hundred and four " (No. 491, Rec. No. 160), which was read the first time and referred to the committee on ways and means.

"An act to amend chapter three hundred and forty-seven of the Laws of eighteen hundred and ninety, entitled 'An act to provide for the payment of the cost and expenses of the construction of a trunk sewer on the east side of the Genesee river in the city of Rochester, by the issue of bonds of said city, and providing for the payment of said bonds by local assessments' " (No. 729, Rec. No. 161), which was read the first time and referred to the committee on affairs of cities.

"An act to authorize the Comptroller to hear and determine the application of Charles L. Weeks, for cancellation of the tax sale made by the Comptroller in the year nineteen hundred of subdivision number four of lot number four of Rogers (Platt) and Company's road patent, Essex county " (No. 535, Rec. No. 162), which was read the first time and referred to the committee on ways and means.

"An act to authorize the payment of the claim of James A. Russell for services rendered the city of New York " (No. 707,



Rec. No. 163), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Greater New York charter, relative to the department of docks and ferries" (No. 733, Rec. No. 164), which was read the first time and referred to the committee on affairs of cities.

"An act to provide for the appointment of a commission to prepare a complete register of the blind in the State of New York, and to investigate their condition and to report on the expediency of the establishment by the State of industrial training schools or other institutions, and making an appropriation for the expenses of such commission" (No. 345, Rec. No. 165), which was read the first time and referred to the committee on ways and means.

"An act to reappropriate money for the construction of an armory in the city of Gloversville, as provided for by chapters seven hundred and twenty-nine of the Laws of nineteen hundred and four and five hundred and seventy of the Laws of nineteen hundred and three" (No. 487, Rec. No. 166), which was read the first time and referred to the committee on ways and means.

Mr. Agnew introduced a bill entitled "An act to amend the Penal Code, in relation to falsely personating another" (Int. No. 1213), which was read the first time and referred to the committee on codes.

Mr. Cunningham introduced a bill entitled "An act to amend the Tax Law in relation to providing assessors with additional information in respect to corporations taxable in their several districts" (Int. No. 1214), which was read the first time and referred to the committee on taxation and retrenchment.

Also, "An act to amend the County Law in relation to women prisoners and their children in county jails and penitentiaries" (Int. No. 1215), which was read the first time and referred to the committee on internal affairs.

Mr. Dowling introduced a bill entitled "An act to amend the Insurance Law, in relation to license to agents in excepted cases" (Int. No. 1216), which was read the first time and referred to the committee on insurance.

Mr. Filley introduced a bill entitled "An act to fix the salary of the assessors of the city of Troy" (Int. No. 1217), which was read the first time and referred to the committee on affairs of cities.

Mr. Francis introduced a bill entitled "An act to amend the Lien Law, in relation to liens on automobiles and other vehicles" (Int. No. 1218), which was read the first time and referred to the committee on general laws.

Mr. Gates introduced a bill entitled "An act to increase the number of the justices of the Supreme Court in the fifth judicial district" (Int. No. 1219), which was read the first time and referred to the committee on the judiciary.

Mr. Hastings introduced a bill entitled "An act to amend the Public Health Law, in relation to pharmacists" (Int. No. 1220), which was read the first time and referred to the committee on public health.

Mr. Knapp introduced a bill entitled "An act to amend chapter five hundred and sixty-two of the Laws of nineteen hundred and five, entitled 'An act to provide for the taxation for school purposes of the lands owned by the State and situate within the boundaries of union free school district number one of the town of Dannemora, Clinton county,' relative to the assessment and payment of taxes" (Int. No. 1221), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Lewis introduced a bill entitled "An act to amend chapter three hundred and ninety-four of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Oswego,' generally" (Int. No. 1222), which was read the first time and referred to the committee on affairs of cities.

Mr. Long introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to article three of the Constitution, in relation to the number of Senators" (Int. No. 1223), which was read the first time and referred to the committee on the judiciary.

Mr. Mead introduced a bill entitled "An act to amend chapter four hundred and twenty-nine of the Laws of eighteen hundred

and ninety-three, entitled 'An act to provide for the compilation and continuance and care of certain indexes and records in the Albany county clerk's office,' relative to the custody of certain papers and salary of custodian " (Int. No. 1224), which was read the first time and referred to the committee on internal affairs.

Mr. Miller introduced a bill entitled "An act to authorize the village of Sea Cliff to lease certain lands owned by said village " (Int. No. 1225), which was read the first time and referred to the committee on affairs of villages.

Mr. Norton introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to close season in Washington county " (Int. No. 1226), which was read the first time and referred to the committee on fisheries and game.

Mr. O'Neill introduced a bill entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section nine of article five of the Constitution, relating to civil service appointments and promotions " (Int. No. 1227), which was read the first time and referred to the committee on the judiciary.

Mr. Prentice introduced a bill entitled "An act to amend chapter four of the Laws of eighteen hundred and ninety-one, entitled 'An act to provide for rapid transit railways in cities of over one million inhabitants,' relative to public hearings " (Int. No. 1228), which was read the first time and referred to the committee on affairs of cities.

Mr. Santee introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for hares and rabbits in the counties of Steuben and Sullivan " (Int. No. 1229), which was read the first time and referred to the committee on fisheries and game.

Mr. Shuttleworth introduced a bill entitled "An act to amend the Railroad Law, relative to rates of fare outside of cities and villages " (Int. No. 1230), which was read the first time and referred to the committee on railroads.

Mr. Tompkins introduced a bill entitled "An act to amend section six hundred and eighty-eight of the Code of Civil Procedure, relative to the undertaking to be given for discharging



attachments" (Int. No. 1231), which was read the first time and referred to the committee on codes.

Mr. Murphy introduced a bill entitled "An act to amend the Penal Code in relation to unlawful exclusion of persons from theatres or places of amusement" (Int. No. 1232), which was read the first time and referred to the committee on codes.

Mr. Hooker, from the committee on railroads, to which was referred Assembly bill introduced by Mr. Krulewitch (No. 228, Int. No. 228), entitled "An act to amend the Railroad Law, in relation to street railway tickets," reported the following substitute bill.

(See Appendix, No. 29.)

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Hooker, from the committee on railroads, to which was referred Assembly bill introduced by Mr. Wainwright (No. 978, Int. No. 817), entitled "An act to amend the Railroad Law, in relation to the rate of fare on street surface railroads in towns," reported the same with the following amendment:

Page 2, line 5, after the word "town" strike out "." and insert "." and the following "for a distance of not more than one mile, this section shall only apply to counties adjoining cities of more than one million inhabitants."

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Evans, from the committee on public printing, to which was referred Assembly bill introduced by Mr. Agnew (No. 707, Int. No. 626), entitled "An act to amend the State Printing Law, relative to contracts for legislative and departmental printing," reported the same with the following amendments:

On page 1, line 8, strike out "five" and insert "six".

On page 4, line 10, after "guaranty" insert "together with a certified check on some State or National Bank for the sum of ten thousand dollars (\$10,000) or the same amount in lawful money".

On page 5, between lines 12 and 13, make a heading, "Circulars and blanks".

On page 5, between lines 12 and 13, insert the following old matter in brackets.

[FOR CIRCULARS.

Size No. 0.— $4\frac{1}{4} \times 5\frac{1}{2}$  inches or under; on No. 1 paper, for 100 copies, exclusive of composition, at.....; each 100 copies additional, up to 1,000 copies, at.....; each 500 copies above 1,000, at.....

Size No. 1.— $5\frac{1}{2} \times 8\frac{1}{2}$  inches or under; on No. 1 paper, for 100 copies, exclusive of composition, at.....; each 100 copies additional, up to 1,000 copies, at.....; each 500 copies above 1,000, at.....

Size No. 1.— $5\frac{1}{2} \times 8\frac{1}{2}$  inches or under; on No. 2 paper, for 100 copies, exclusive of composition, at.....; each 100 copies additional, up to 1,000 copies, at.....; each 500 copies above 1,000, at.....

Size No. 2.— $8\frac{1}{2} \times 11$  inches or under; on No. 1 paper, for 100 copies, exclusive of composition, at.....; each 100 copies additional, up to 1,000 copies, at.....; each 500 copies above 1,000, at.....

Size No. 2.— $8\frac{1}{2} \times 11$  inches or under; on No. 2 paper, for 100 copies, exclusive of composition, at.....; each 100 copies additional up to 1,000 copies, at.....; each 500 copies above 1,000, at.....

Size No. 3.— $8\frac{1}{2} \times 14$  inches or under; on No. 1 paper, for 100 copies, exclusive of composition, at.....; each 100 copies additional, up to 1,000 copies, at.....; each 500 copies above 1,000, at.....

Size No. 3.— $8\frac{1}{2} \times 14$  inches or under; on No. 2 paper, for 100 copies, exclusive of composition, at.....; each 100 copies additional, up to 1,000 copies, at.....; each 500 copies above 1,000, at.....

Composition at.....per 1,000 ems extra on circulars, 8-point standard, measuring to edge of printed lines only.

FOR BLANKS.

Size No. 1.— $5\frac{1}{2} \times 8\frac{1}{2}$  inches or under; on No. 1 paper, for 100 copies, exclusive of composition, at.....; each 100 copies additional, up to 1,000 copies, at.....; each 500 copies above 1,000, at.....

Size No. 1.— $5\frac{1}{2} \times 8\frac{1}{2}$  inches or under; on No. 2 paper, for 100 copies, exclusive of composition, at.....; each 100 copies additional, up to 1,000 copies at.....; each 500 copies above 1,000, at.....

- Size No. 1.— $5\frac{1}{2} \times 8\frac{1}{2}$  inches or under; on No. 3 paper, for 100 copies, exclusive of composition, at .....; each 100 copies additional, up to 1,000 copies, at .....; each 500 copies above 1,000, at .....
- Size No. 2.— $8\frac{1}{2} \times 11$  inches or under; on No. 1 paper, for 100 copies, exclusive of composition, at .....; each 100 copies additional, up to 1,000 copies, at .....; each 500 copies above 1,000, at .....
- Size No. 2.— $8\frac{1}{2} \times 11$  inches or under; on No. 2 paper, for 100 copies, exclusive of composition, at .....; each 100 copies additional, up to 1,000 copies, at .....; each 500 copies above 1,000, at .....
- Size No. 2.— $8\frac{1}{2} \times 11$  inches or under; on No. 3 paper, for 100 copies, exclusive of composition, at .....; each 100 copies additional, up to 1,000 copies, at .....; each 500 copies above 1,000, at .....
- Size No. 3.— $8\frac{1}{2} \times 14$  inches or under; on No. 1 paper, for 100 copies, exclusive of composition, at .....; each 100 copies additional, up to 1,000 copies, at .....; each 500 copies above 1,000, at .....
- Size No. 3.— $8\frac{1}{2} \times 14$  inches or under; on No. 2 paper, for 100 copies, exclusive of composition, at .....; each 100 copies additional, up to 1,000 copies, at .....; each 500 copies above 1,000, at .....
- Size No. 3.— $8\frac{1}{2} \times 14$  inches or under; on No. 3 paper, for 100 copies, exclusive of composition, at .....; each 100 copies additional, up to 1,000 copies, at .....; each 500 copies above 1,000, at .....
- Size No. 3.— $8\frac{1}{2} \times 14$  inches or under; on No. 4 parchment paper, per 100 copies, exclusive of composition, at .....; each 100 copies additional, up to 1,000 copies, at .....; each 500 copies above 1,000, at .....
- Size No. 4.— $17 \times 28$  inches or under; on No. 1 paper, for 100 copies, exclusive of composition, at .....; each 100 copies additional, up to 1,000 copies, at .....; each 500 copies above 1,000, at .....
- Size No. 4.— $17 \times 28$  inches or under; on No. 2 paper, for 100 copies, exclusive of composition, at .....; each 100 copies additional, up to 1,000 copies, at .....; each 500 copies above 1,000, at .....
- Size No. 4.— $17 \times 28$  inches or under; on No. 3 paper, for 100 copies, exclusive of composition, at .....; each 100 copies additional, up to 1,000 copies, at .....; each 500 copies above 1,000, at .....
- Size No. 4.— $17 \times 28$  inches or under; on No. 4 parchment paper, per 100 copies, exclusive of composition, at .....; each



100 copies additional, up to 1,000 copies, at.....; each  
500 copies above 1,000, at.....

Size No. 5.—All sizes above 17x28 inches; on No. 1 paper, for 100  
copies, exclusive of composition, at.....; each 100  
copies additional, up to 1,000 copies, at.....; each 500  
copies above 1,000, at.....

Size No. 5.—All sizes above 17x28 inches; on No. 2 paper, for 100  
copies, exclusive of composition, at.....; each 100  
copies additional, up to 1,000 copies, at.....; each 500  
copies above 1,000, at.....

Size No. 5.—All sizes above 17x28 inches; on No. 3 paper, for 100  
copies, exclusive of composition, at.....; each 100  
copies additional, up to 1,000 copies, at.....; each 500  
copies above 1,000, at.....

Size No. 5.—All sizes above 17x28 inches; on No. 4 parchment  
paper, for 100 copies, exclusive of composition, at.....;  
each 100 copies additional, up to 1,000 copies, at.....;  
each 500 copies above 1,000, at.....

Composition at..... per 1,000 ems extra for blanks, 12-point  
standard, measuring to edge of printed lines only.

#### FOR BOOKS OR PAMPHLETS.

Composition for each 1,000 ems, at.....

Paper, presswork, folding, gathering, collating, stitching and  
trimming, for each 100 copies of 8 page, at.....

For each additional 100 copies of 8 pages, at.....

For composition and printing postal cards or stamped envel-  
opes, each 100 copies on one side, at.....

#### FOR ENVELOPES (per 1,000, plain or printed).

Fifty-pound or XX. No. 1 Rag.—No. 5, at.....; No. 6¼,  
at.....; No. 6¾, at.....; No. 9, at.....;  
No. 10, at.....; No. 11 or 12, at.....

Sixty-pound or XXX, No. 1 Rag.—No. 5, at.....; No. 6¼,  
at.....; No. 6¾, at.....; No. 9, at.....  
No. 10, at.....; No. 11 or 12, at.....

Linen. No. 10 paper.—No. 5, at.....; No. 6¼, at.....;  
No. 6¾, at.....; No. 9, at.....; No. 10, at  
.....; No. 11 or 12, at.....

#### FOR ENVELOPES (per 1,000, lithographed).

Fifty-pound or XX, No. 1 Rag.—No. 5, at.....; No. 6¼, at  
.....; No. 6¾, at.....; No. 9, at.....; No.  
10, at.....; No. 11 or 12, at.....

Sixty-pound or XXX, No. 1 Rag.—No. 5, at.....; No. 6¼,  
at.....; No. 6¾, at.....; No. 9, at.....;  
No. 10, at.....; No. 11 or 12, at.....

Linen, No. 10 paper.—No. 5, at.....; No. 6¼, at.....; No. 6¾, at.....; No. 9, at.....; No. 10, at.....; No. 11 or 12, at.....

FOR LETTER AND NOTE HEADINGS (printed from type).

For letter headings.—On No. 12 paper, first 500, at.....; each 500 additional, at.....; on No. 15 paper, first 500, at.....; each 500 additional, at.....

For note headings.—On No. 12 paper, first 500, at.....; each 500 additional, at.....; on No. 15 paper, first 500, at.....; each 500 additional, at.....

FOR LETTER AND NOTE HEADINGS (lithographed).

For letter headings.—On No. 12 paper, first 500, at.....; each 500 additional, at.....; on No. 15 paper, first 500, at.....; each 500 additional, at.....

For note headings.—On No. 12 paper, first 500, at.....; each 500 additional, at.....; on No. 15 paper, first 500, at.....; each 500 additional, at.....

The term "circular" under this contract shall be construed to mean any printed sheet containing any announcement, information, advertisement or other matter complete in itself and intended for public circulation or for special purposes only, which is done at one or more impressions; and one leaf, or two pages will count as a circular; i. e., two pages, one circular; four pages, two circulars, etc. Where rule and figures are set in three columns or more to a page, the composition may be charged at double price.

The term "blank" under this contract will be construed to mean a sheet of paper which is specially ruled on a ruling machine and printed, or printed only; a sheet not complete in itself but on which are left blank forms or spaces for the filling in of special items or information required; or it may be both ruled and printed, and one leaf or two pages will count as one blank; i. e., two pages, one blank; four pages, two blanks, et cetera. Where figures are set in four or more columns to a page the composition may be charged at double price.

The term "pamphlet" under this contract shall mean any number of printed pages that may be stitched and trimmed. Eight pages and over being a pamphlet when bound temporarily or permanently with or without paper covers, and is reckoned on a basis of 16 pages to a sheet, standard size, either 25x38 or 27x41. When a pamphlet is 24 pages to a sheet, 12 pages shall constitute a signature of 8 pages; and when 32 pages to a sheet, 16 pages shall constitute a signature of 8 pages, in reckoning the basis of compensation.]

On page 12, line 14, after the word "ems" insert "plain matter".

On page 15, line 15, beginning with "and" strike out the underscoring down to and including line 4 on page 16.

On page 16, after line 4, insert a new section as follows:

"Section 2. This act shall take effect immediately."

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. West, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend chapter five hundred and sixty-two of the Laws of nineteen hundred and five, entitled 'An act to provide for the taxation for school purposes of the lands owned by the State and situate within the boundaries of union free school district number two of the town of Wawarsing, Ulster county,' relative to the assessment and payment of taxes." (No. 1361, Int. No. 748.)

"An act to amend the Penal Code, relating to sentences to imprisonment in the New York State Reformatory at Elmira." (No. 1362, Int. No. 430.)

"An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-eight, entitled 'An act for the government of cities of the second class,' relative to official papers." (No. 1388, Int. No. 837.)

"An act to amend chapter seven hundred and twenty-four of the Laws of nineteen hundred and five, entitled 'An act to provide for an additional supply of pure and wholesome water for the city of New York; and for the acquisition of lands or interests therein and for the construction of the necessary reservoirs, dams, aqueducts, filters and other appurtenances for that purpose; and for the appointment of a commission with the powers and duties necessary and proper to attain these objects' in regard to an additional supply of pure and wholesome water for the city of New York." (No. 1360, Int. No. 145.)

"An act to provide for the administration of the New York State College of Agriculture at Cornell University." (No. 1387, Int. No. 767.)



"An act to amend section eight hundred and fifty-four of the Greater New York charter, appropriating territory for the accommodation and use of canal boats." (No. 1386, Int. No. 288.)

"An act to authorize the board of estimate and apportionment of the city of New York, to change the location of the railroad tracks of the Coney Island and Brooklyn Railroad Company in Coney Island avenue, borough of Brooklyn, from the side of the street to the center thereof." (No. 1389, Int. No. 62.)

"An act to authorize the board of trustees of school district number two, town of North Hempstead, county of Nassau to retire certain bonds of said district and to issue other bonds in lieu thereof." (No. 671, Int. No. 610.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Lizzie B. Cusick against the State of New York for military services performed by Cornelius C. Cusick." (No. 743, Int. No. 662.)

"An act to authorize the towns of Bethel, Thompson, Fallsburgh, Neversink and Mamakating, in Sullivan county, to acquire by purchase or condemnation, the rights, franchises and property of any individual or corporation lawfully entitled to exact a toll or charge for walking, riding or driving over any plankroad or turnpike within said towns, and to provide means for the payment of the same." (No. 1215, Int. No. 997.)

"An act to authorize the Comptroller to hear and determine the application of Charles L. Weeks for cancellation of the tax sale made by the Comptroller in the year nineteen hundred of subdivision number four of lot number four of Rogers (Platt) and Company's road patent, Essex county." (No. 1005, Int. No. 840.)

"An act to consolidate the consolidated corporation now existing under the name of the Mohawk and Hudson River Humane Society with the corporations known as the Saratoga County Society for the Prevention of Cruelty to Animals and the Columbia County Society for the Prevention of Cruelty to Animals, and to define the powers and duties of the corporation as so consolidated." (No. 1122, Int. No. 926.)

"An act for the relief of Eugene Scherri." (No. 254, Int. No. 254.)

"An act to amend the Membership Corporations Law, in relation to the consolidation of cruelty corporations." (No. 1123, Int. No. 927.)

"An act to amend the Labor Law, in relation to cash payment of wages." (No. 1233, Int. No. 1016.)

"An act to amend chapter sixty-two of the Laws of eighteen hundred and eighty, entitled 'An act in relation to the office of commissioner of highways of the town of Stony Point, Rockland county,' in relation to compensation of the commissioner of highways." (No. 1335, Int. No. 1081.)

"An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the claim of George W. Roth against the State of New York and to make an appropriation therefor." (No. 389, Int. No. 370.)

"An act conferring jurisdiction upon the Court of Claims, to hear, audit and determine the alleged claim of Michael O'Keefe against the State of New York, for damages alleged to have been sustained while in the employ of the State." (No. 510, Int. No. 480.)

"An act for the relief of persons, firms and corporations who rendered services and furnished labor or material which was used in constructing the State armory in the late village now city of Tonawanda, Erie county, New York." (No. 181, Int. No. 181.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the C. E. Dibble Company of Schenectady, New York, against the State growing out of the contract between the State and Jay Cady Wemple and George W. Eycleshumer, composing the Schenectady Engineering and Construction Company for the erection of the buildings known as the State Rochester Industrial School." (No. 631, Int. No. 581.)

"An act to amend the Town Law, in relation to town fire companies." (No. 1298, Int. No. 1073.)

"An act to legalize the proceedings of a meeting of the voters of union free school district number six, town of Cortlandt, county of Westchester, and to authorize the board of education

of said district to issue bonds to the amount of eighteen thousand dollars." (No. 1011, Int. No. 846.)

"An act to abolish the offices of auditing superintendents of the poor in Rensselaer county, to confer their powers and duties on the acting superintendent, and to authorize the employment of additional clerks in his office." (No. 1021, Int. No. 855.)

"An act to make the office of county clerk of Wyoming county a salaried office, and regulating the management of said office." (No. 1196, Int. No. 990.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of any officer or member of the State militia for counsel fees and expenses, and to render judgment therefor." (No. 1184, Int. No. 978.)

"An act to amend the Highway Law, in relation to the qualified abandonment of highways." (No. 896, Int. No. 760.)

"An act to amend section six of chapter seven hundred and twenty-five of the Laws of nineteen hundred and five, entitled 'An act relating to the acquisition of property by the city of New York for a water supply, and providing for prompt payment therefor, and for damages occasioned by the acquisition thereof; providing for use and care of reservoirs owned by said city; and providing for the construction and maintenance of highways and bridges,' relative to the maintenance and construction of highways." (No. 1253, Int. No. 1053.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine an alleged claim of William Conway as administrator of the goods, chattels and credits of James Hendy, deceased, against the State of New York for damages for the death of said James Hendy, deceased." (No. 717, Int. No. 636.)

"An act to amend the Forest, Fish and Game Law, relative to taking fish with setlines, tip-ups, or by spearing, in Young's lake and Weaver's lake in the town of Warren, Herkimer county." (No. 1293, Int. No. 1068.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Matthew Edgar, William John Edgar, James H. Akin and Thomas Parker against



the State of New York for damages arising out of the erection and maintenance of the sewage disposal plant of the Western House of Refuge for Women at Albion, New York." (No. 514, Int. No. 484.)

"An act to amend chapter two hundred and ninety-one of the Laws of eighteen hundred and ninety, entitled 'An act to authorize towns to raise additional money for highway purposes and to prevent snow blockade of highways by the substitution of wire for other fences along the same,' in relation to raising and expending additional money in preventing snow blockades." (No. 1149, Int. No. 951.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Rollin Abernethy against the State for damages alleged to have been sustained by him, and to render judgment therefor." (No. 805, Int. No. 698.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Margaret J. Wallace against the State of New York, for damages alleged to have been sustained by her through the negligence of the fire department of the city of New York." (No. 378, Int. No. 359.)

"An act to amend the Tax Law, relative to property exempt from taxation." (No. 253, Int. No. 253.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Manheim Brown, against the State, for damages alleged to have been sustained by him, and to render judgment therefor." (No. 739, Int. No. 658.)

"An act to legalize the issue of bonds of the town of Lumberland in the county of Sullivan, authorized by the board of supervisors of said county for the purpose of defraying the expense of rebuilding a bridge over the Delaware river in said town, and to provide for the payment of the principal and interest thereof." (No. 1351, Int. No. 1097.)

"An act to confer upon the Court of Claims jurisdiction to hear, audit and determine the claims of Anna Androvic and Stanslaus Androvic, her husband, for damages resulting from the shooting of said Anna Androvic near Creedmoor, Long Island, which damages are alleged to have been sustained by each of

them by said shooting and to render judgment therefor." (No. 443, Int. No. 413.)

"An act to amend the charter of the city of New Rochelle in relation to the general fund." (No. 1132, Int. No. 936.)

"An act to authorize the city of Utica to construct a general system of storm-water drainage, and to borrow money to pay for the same." (No. 372, Int. No. 355.)

"An act to authorize the common council of the city of Binghamton to raise money to be appropriated towards the expenses of celebrating, in the year nineteen hundred and six, the centennial of the founding of the county of Broome." (No. 928, Int. No. 774.)

"An act to legalize and validate a certificate of indebtedness or bond of the town of Deerfield, in the county of Oneida, executed by the town board and commissioner of highways of said town, for the purpose of paying back indebtedness of said town." (No. 1217, Int. No. 999.)

Mr. Wainwright offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on internal affairs be discharged from the further consideration of Senate bill (No. 505 Int. No. 96) entitled "An act to amend chapter four hundred and sixty-eight of the Laws of eighteen hundred and ninety, known as the Highway Law, in relation to limitations upon laying out highways".

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

Said bill having been announced,

On motion of Mr. Wainwright, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Wainwright, said bill was referred to the committee on revision, to compare with the Assembly bill No. 109, Int. No. 109, same title and subject, now on the order of third reading, and report if the same are identical, and if found identical that said Senate bill be substituted for said Assembly bill.

The bill (No. 1042) entitled "An act to establish a retirement fund for pensioning retired teachers, supervisors, superintendents

and principals of the public schools in the city of Troy, including union free school district number one of the town of Lansingburgh and to regulate the collection, management and disbursement thereof " (Int. No. 625), was read the second time.

On motion of Mr. Filley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1221) entitled "An act to amend the Insanity Law, relative to buildings for the holding of religious services " (Int. No. 1004), was read the second time.

On motion of Mr. Merritt, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1179) entitled "An act to provide for the distribution of certain public documents and reports to public libraries " (Int. No. 973), was read the second time.

On motion of Mr. Eagleton, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 390) entitled "An act to authorize the police commissioner of the city of New York, in his discretion, to reopen the investigation of the legality of the appointment of Joseph Devlin as a member of the police department and force of the city of New York to make a reinvestigation of the same and to reinstate or restore him as a roundsman in the police department and force of said city " (Int. No. 371), was read the second time.

On motion of Mr. A. E. Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 410) entitled "An act to authorize the city of Ithaca to issue its bonds for the payment of unsecured and floating indebtedness of said city existing on the first day of January, nineteen hundred and six " (Int. No. 386), was read the second time.

On motion of Mr. Gunderman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 469) entitled "An act in relation to the water supply and water department of the city of Syracuse " (Int. No. 439), was read the second time.

On motion of Mr. Hammond, said bill was placed on the order of third reading and referred to the committee on revision.



The bill (No. 531) entitled "An act to amend section eighteen of the Greater New York charter, with respect to the salaries of the aldermen" (Int. No. 498), was read the second time.

On motion of Mr. Story, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 929) entitled "An act empowering the comptroller of the city of New York to refund to the Roman Catholic Church of Saint Martin of Tours, or the trustees thereof, moneys paid as assessments for public improvements upon certain real property belonging to said church in the borough of the Bronx, New York city" (Int. No. 775), was read the second time.

On motion of Mr. Cohalan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 936) entitled "An act to amend chapter five hundred and thirty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act providing for ascertaining and paying the amount of damages to lands and buildings suffered by reason of changes of grade of streets or avenues, made pursuant to chapter seven hundred and twenty-one of the Laws of eighteen hundred and eighty-seven, providing for the depression of railroad tracks in the Twenty-third and Twenty-fourth wards in the city of New York, or otherwise,' as amended by chapter five hundred and sixty-seven of the Laws of eighteen hundred and ninety-four, relative to the investigation of claims" (Int. No. 782), having been announced for a second reading.

On motion of Mr. Prentice, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 945) entitled "An act to amend the Greater New York charter relative to the publication and distribution of reports of city departments" (Int. No. 791), having been announced for a second reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1054) entitled "An act in relation to walls of buildings encroaching upon any street, avenue or public place in

the county of Kings" (Int. No. 876), having been announced for a second reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 928) entitled "An act to authorize the common council of the city of Binghamton to raise money to be appropriated towards the expenses of celebrating, in the year nineteen hundred and six, the centennial of the founding of the county of Broome" (Int. No. 774), was read the second time.

On motion of Mr. Rogers, said bill was placed on the order of third reading.

On motion of Mr. Rogers, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 140

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hamn	Miller	Smith M F
Allen F E	Cunningham	Hapeman	Mills	Smith Myron
Apgar	DeGroot	Harawitz	Moreland	Sprenger
Averill	Donohue	Harte	Murphy	Stanley
Baldwin	Dowling	Hartman	Nevins	Steele
Bass	Draper	Hastings	Nolan	Steffens
Becker	Eagleton	Hoffman	Oglesby	Story
Beebe	Eckmann	Hooker	Oliver	Surpless
Bernstein	Evans	Hooper	O'Neill	Thompson
Bird	Farnan	Hubbs	Palmer G M	Tompkins
Bisland	Feth	Kavanagh	Palmer S J	Volk
Bohan	Filley	Keyes	Patton	Waddell
Boshart	Fish	Knapp	Phillips	Wade
Brady	Foelker	Krulewitch	Pratt	Wainwright
Brennan	Foster	Lansing	Prentice	Weber
Burnett	Fowler	LaFetra	Quinn	Wedemeyer
Burns	Francis	Lee A E	Rock	Wells
Burzynski	Fritz	Lee W I	Rogers	Wemple
Carnochan	Gates	Lewis	Salomon	West
Carrier	Grattan	Long	Santee	Whitley
Caughlan	Gray A B	Lupton	Schmitt	Whitney F G
Chamberlain	Gray F J	Lynch	Schoeneck	Whitney G H
Charles	Green	Maher	Schwegler	Williams

Cohalan	Gregory	Maier	Scovill	Wilson
Colne	Gunderman	Matthews	Shanahan	Winters
Coon	Gurnett	McGuire	Shuttleworth	Wood
Cowan	Hackett	Mead	Smith A E	Yale
Cox	Hammond	Merritt	Smith J E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 950) entitled "An act to amend the Greater New York charter relative to the department of health pension fund" (Int. No. 796), was read the second time.

On motion of Mr. Young, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1009) entitled "An act to amend chapter eighteen of the Laws of eighteen hundred and sixty-two, entitled 'An act to revise the charter of the city of Utica,' and the several acts amendatory thereof relative to the office hours of the city treasurer" (Int. No. 844), was read the second time.

On motion of Mr. Gates, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1010) entitled "An act to create and establish a policemen's relief and pension fund for the police department of the city of Utica and authorizing the granting and payment of relief and pensions to the officers and members of said department entitled thereto" (Int. No. 845), was read the second time.

On motion of Mr. Gates, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1017) entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the municipal court of the city of New York, its officers and marshals,' relative to jurors and trials by jury" (Int. No. 852), having been announced for a second reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1031) entitled "An act to amend chapter three hundred of the Laws of nineteen hundred and four, entitled 'An act to revise and consolidate the several acts relative to the city of Niagara Falls,' relative to various sections thereof, to insert



a new section therein relating to the issuance of certificates of indebtedness for the payment of the cost of paving street intersections, and to repeal sections two hundred and fourteen and two hundred and fifteen of said chapter" (Int. No. 859), was read the second time.

On motion of Mr. Draper, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1061) entitled "An act to amend the Greater New York charter, relative to the collection of assessments for local improvements in Queens county" (Int. No. 883), having been announced for a second reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1093) entitled "An act to amend the Greater New York charter, relative to the police department" (Int. No. 902), having been announced for a second reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1128) entitled "An act to amend the Greater New York charter, relative to the powers of city magistrates" (Int. No. 932), was read the second time.

On motion of Mr. O'Neill, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1255) entitled "An act in relation to the municipal court of the city of Syracuse" (Int. No. 1023), was read the second time.

On motion of Mr. Hammond, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1273) entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and the comptroller of said city to pay Ernest H. Juergens compensation for services rendered to said city in the law department, in the years eighteen hundred and ninety-nine and nineteen hundred as an office boy" (Int. No. 1046), was read the second time.

On motion of Mr. Stanley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1283) entitled "An act to amend section twenty-five, title four, chapter nine hundred and five, Laws of eighteen hundred and ninety-six, entitled 'An act to incorporate the city of Watervliet,' relative to local assessments" (Int. No. 1058), was read the second time.

On motion of Mr. Grattan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1291) entitled "An act to amend the Greater New York charter in relation to employment and payment of inspectors of removals of pavements or disturbances of surface of streets" (Int. No. 1066), having been announced for a second reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1296) entitled "An act to amend chapter three hundred and forty-seven of the Laws of eighteen hundred and ninety, entitled 'An act to provide for the payment of the cost and expenses of the construction of a trunk sewer on the east side of the Genesee river in the city of Rochester, by the issue of bonds of said city, and providing for the payment of said bonds by local assessment'" (Int. No. 1071), was read the second time.

On motion of Mr. Whitley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 210) entitled "An act in relation to the salaries of the record clerks of the court of general sessions of the peace in and for the county of New York" (Int. No. 210), having been announced for a second reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 372) entitled "An act to authorize the city of Utica to construct a general system of storm-water drainage, and to borrow money to pay for the same" (Int. No. 355), was read the second time.

On motion of Mr. Gates, said bill was placed on the order of third reading.

On motion of Mr. Gates, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 140

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hammond	Miller	Smith J E
Allen F E	Cox	Hamn	Mills	Smith M F
Allen J G	Crosley	Hapeman	Moreland	Smith Myron
Apgar	Cunningham	Harawitz	Murphy	Sprenger
Averill	DeGroot	Harte	Nevins	Stanley
Baldwin	Donohue	Hartman	Norton	Steele
Bass	Dowling	Hastings	Oglesby	Steffens
Becker	Draper	Hoffman	Oliver	Story
Beebe	Eagleton	Hooker	O'Neill	Surpless
Bernstein	Eckmann	Hooper	Palmer G M	Thompson
Bird	Evans	Hubbs	Palmer S J	Volk
Bisland	Farnan	Kavanagh	Patton	Waddell
Bohan	Filley	Keyes	Phillips	Wade
Boshart	Fish	Knapp	Pratt	Wainwright
Brady	Foelker	Krulewicz	Prentice	Weber
Brennan	Foster	Lansing	Quinn	Wedemeyer
Burnett	Fowler	LaFetra	Reilly	Wells
Burns	Francis	Lee A B	Rock	Wemple
Burzynski	Gates	Lee W I	Rogers	West
Campbell	Grady	Lewis	Salomon	Whitley
Carnochan	Grattan	Lupton	Sammon	Whitney F G
Carrier	Gray A B	Lynch	Santee	Whitney G H
Caughlan	Gray F J	Maher	Schmitt	Williams
Chamberlain	Green	Maier	Schoeneck	Wilson
Charles	Gregory	Matthews	Seovill	Winters
Cohalan	Gunderman	McGuire	Shanahan	Wood
Colne	Gurnett	Mead	Shuttleworth	Yale
Coon	Hackett	Merritt	Smith A E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 738) entitled "An act authorizing the board of estimate and apportionment of the city of New York to allow, and authorizing and directing the comptroller of the said city to pay certain claims incurred for the maintenance of the municipal court of the city of New York, twelfth district, Manhattan



borough, during the year nineteen hundred and three" (Int. No. 657), was read the second time.

On motion of Mr. Young, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 763) entitled "An act to amend chapter five hundred and seventy-two of the Laws of nineteen hundred and two, entitled 'An act to revise and amend an act to incorporate the city of Middletown and the acts amendatory thereof,' in relation to boundaries" (Int. No. 666), was read the second time.

On motion of Mr. Bedell, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 764) entitled "An act to amend section two hundred and seven of chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the municipal court of the city of New York, its officers and marshals,' in relation to commissions" (Int. No. 667), was read the second time.

On motion of Mr. Bernstein, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1289) entitled "An act to reappropriate certain unexpended balances of former appropriations" (Int. No. 1064), was read the second time.

On motion of Mr. Moreland, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1087) entitled "An act to amend chapter six hundred and eighty-one of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of finance of the city of Syracuse'" (Int. No. 896), was read the second time.

On motion of Mr. Hammond, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1094) entitled "An act to amend chapter two hundred and fourteen of the Laws of eighteen hundred and eighty-eight, entitled 'An act to revise the charter of the city of Binghamton,' relative to funds to be raised for certain purposes" (Int. No. 903), was read the second time.

On motion of Mr. Rogers, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1095) entitled "An act to amend chapter six hundred and fifty-nine of the Laws of nineteen hundred and five, entitled 'An act to provide for the erection of a new high school in the city of Syracuse'" (Int. No. 904), was read the second time.

On motion of Mr. Schoeneck, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1096) entitled "An act to amend chapter twenty-six of the Laws of eighteen hundred and eighty-five, entitled 'An act to revise, amend and consolidate the several acts relative to the city of Syracuse, and to revise and amend the charter of said city'" (Int. No. 905), was read the second time.

On motion of Mr. Schoeneck, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1132) entitled "An act to amend the charter of the city of New Rochelle in relation to the general fund" (Int. No. 936), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading.

On motion of Mr. Wainwright, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hamn	Miller	Smith M F
Allen F E	Cunningham	Hapeman	Mills	Smith Myron
Allen J G	DeGroot	Harawitz	Moreland	Sprenger
Apgar	Donohue	Harte	Murphy	Stanley
Averill	Dowling	Hartman	Nevins	Steele
Baldwin	Draper	Hastings	Nolan	Steffens
Bass	Eagleton	Hoffman	Oglesby	Story
Becker	Eckmann	Hooker	Oliver	Surpless
Beebe	Evans	Hooper	O'Neill	Thompson
Bernstein	Farnan	Hubbs	Palmer G M	Tompkins

Bird	Feth	Kavanagh	Palmer S J	Volk
Bisland	Fillely	Keyes	Patton	Waddell
Bohan	Fish	Knapp	Phillips	Wade
Boshart	Foelker	Krulewitch	Pratt	Wainwright
Brady	Foster	Lansing	Prentice	Weber
Brennan	Fowler	LaFetra	Quinn	Wedemeyer
Burnett	Francis	Lee A E	Reilly	Wells
Burns	Fritz	Lee W I	Rock	Wemple
Burzynski	Gates	Lewis	Rogers	West
Carnochan	Grattan	Long	Salomon	Whitley
Carrier	Gray A B	Lupton	Santee	Whitney F G
Caughlan	Gray F J	Lynch	Schoeneck	Whitney G H
Chamberlain	Green	Maher	Schwegler	Williams
Charles	Gregory	Maier	Scovill	Wilson
Cohalan	Gunderman	Matthews	Shanahan	Winters
Colne	Gurnett	McGuire	Shuttleworth	Wood
Coon	Hackett	Mead	Smith A E	Yale
Cowan	Hammond	Merritt	Smith J E	Young
Cox				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1134) entitled "An act to amend the charter of the city of New Rochelle, in relation to the official bonds of city officers" (Int. No. 938), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1141) entitled "An act to amend chapter fourteen of the Laws of eighteen hundred and eighty, entitled 'An act to further amend chapter one hundred and forty-three of the Laws of eighteen hundred and sixty-one, entitled "An act to amend and consolidate the several acts in relation to the charter of the city of Rochester," and to consolidate therewith the several acts in relation to the charter of said city'" (Int. No. 945), was read the second time.

On motion of Mr. Averill, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1176) entitled "An act to amend section fifteen hundred and seventy-one of the Greater New York charter, relating to the office of coroner" (Int. No. 970), was read the second time.

On motion of Mr. Dowling, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1237) entitled "An act to amend chapter six hundred and seventy-one of the Laws of eighteen hundred and



ninety-two, entitled 'An act to revise, consolidate and amend the several acts relating to the government of the city of Cohoes,' in relation to the appointment of a clerk of the board of water commissioners, and the salary of such clerk" (Int. No. 1020), was read the second time.

On motion of Mr. Grattan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1238) entitled "An act to amend chapter six hundred and seventy-one of the Laws of eighteen hundred and ninety-two, entitled 'An act to revise, consolidate and amend the several acts relating to the government of the city of Cohoes in relation to the superintendent of water-works'" (Int. No. 1021), was read the second time.

On motion of Mr. Grattan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1232) entitled "An act to amend the Domestic Commerce Law, in relation to adulteration of and deception in the manufacture and sale of spirits of turpentine" (Int. No. 1015), was read the second time.

On motion of Mr. G. H. Whitney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 49) entitled "An act to amend section seven of chapter three hundred and thirty-nine of the Laws of eighteen hundred and eighty-three, entitled 'An act concerning pawn-brokers' relative to rate of interest" (Int. No. 49), was read the second time.

On motion of Mr. Eckmann, said bill was placed on the order of third reading.

On motion of Mr. Eckmann, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

## AYES 142

## NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hamn	Miller	Smith J E
Allen F E	Cox	Hapeman	Mills	Smith M F
Allen J G	Crosley	Harawitz	Moreland	Smith Myron
Apgar	Cunningham	Harte	Murphy	Sprenger
Averill	DeGroot	Hartman	Nevins	Stanley
Baldwin	Donohue	Harvey	Norton	Steele
Bass	Dowling	Hastings	Oglesby	Steffens
Becker	Draper	Hoffman	Oliver	Story
Bedell	Eagleton	Hooker	O'Neill	Surpluss
Beebe	Eckmann	Hooper	Palmer G M	Thompson
Bernstein	Evans	Hubbs	Palmer S J	Volk
Bird	Farnan	Kavanagh	Patton	Waddell
Bisland	Filley	Keyes	Phillips	Wade
Bohan	Fish	Knapp	Pratt	Wainwright
Boshart	Foelker	Krulewitch	Prentice	Weber
Brady	Foster	Lansing	Quinn	Wedemeyer
Brennan	Fowler	LaFetra	Reilly	Wells
Burnett	Francis	Lee A E	Rock	Wemple
Burns	Gates	Lee W I	Rogers	West
Burzynski	Grady	Lewis	Salomon	Whitley
Campbell	Grattan	Lupton	Sammon	Whitney F G
Carnochan	Gray A B	Lynch	Santee	Whitney G H
Carrier	Gray F J	Maher	Schmitt	Williams
Caughlan	Green	Maier	Schoeneck	Wilson
Chamberlain	Gregory	Matthews	Scovill	Winters
Charles	Gunderman	McGuire	Shanahan	Wood
Cohalan	Gurnett	Mead	Shuttleworth	Yale
Colne	Hackett	Merritt	Smith A E	Young
Coon	Hammond			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 906) entitled "An act to amend chapter five hundred and thirty-eight of the Laws of nineteen hundred and four, entitled 'An act in relation to the registration and identification of motor vehicles, and the use of the public highways by such vehicles,' in relation to stopping when meeting horses" (Int. No. 770), was read the second time.

On motion of Mr. A. E. Lee, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 109) entitled "An act to amend chapter four hundred and sixty-eight of the Laws of eighteen hundred and ninety, known as the Highway Law, in relation to limitations upon laying out highways" (Int. No. 109), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1181) entitled "An act to amend subdivision one of section twenty-four of chapter one hundred and twelve of the Laws of eighteen hundred and ninety-six" (Int. No. 975), was read the second time.

On motion of Mr. Hubbs, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1356) entitled "An act to amend chapter seven hundred and thirty-seven of the Laws of nineteen hundred and five, entitled 'An act to establish a commission of gas and electricity with power to regulate the price of gas and electric light and certain other electric services, and to provide for the control and supervision of gas, electric light and other electric corporations and making an appropriation therefor'" (Int. No. 1102), having been announced for a second reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1300) entitled "An act to amend the Transportation Corporations Law, in relation to waterworks corporations" (Int. No. 1075), was read the second time.

On motion of Mr. Apgar, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1357) entitled "An act making an appropriation for the promotion of agriculture" (Int. No. 1103), was read the second time.

On motion of Mr. Moreland, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 856) entitled "An act to provide for the repair and improvement of existing mechanical and other structures and works on and connected with the canals of this State" (Int. No. 737), was read the second time.

On motion of Mr. Patton, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 594) entitled "An act to authorize the Comptroller of the State of New York to hear and determine the application of Martin V. B. Turner for the cancellation of the tax sale of eighteen hundred and ninety of a certain forty acres



of land in lot number eight of township number three, in the Old Military Tract, in the town of Black Brook, county of Clinton" (Int. No. 545), was read the second time.

On motion of Mr. Knapp, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 933) entitled "An act to amend chapter four hundred and twenty-one of the Laws of nineteen hundred and four, entitled 'An act to enable the village of Watkins, and the water and sewer commissioners thereof to borrow money for the construction and maintenance of an electric or other improved lighting system'" (Int. No. 779), was read the second time.

On motion of Mr. Gurnett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1299) entitled "An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill and the several acts amendatory thereof,' relative to subways or conduits" (Int. No. 1074), was read the second time.

On motion of Mr. Apgar, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1347) entitled "An act to amend chapter four hundred and eighty of the Laws of eighteen hundred and ninety-four, entitled 'An act in relation to the village of Fredonia,' in relation to the portion of expense for paving or macadamizing to be borne by street railroads" (Int. No. 1093), was read the second time.

On motion of Mr. Williams, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1222) entitled "An act to amend the Insanity Law relative to the support and maintenance of patients in State hospitals" (Int. No. 1005), was read the second time.

On motion of Mr. Merritt, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1318) entitled "An act to amend the Penal Code in relation to racing near a court-house, in certain counties" (Int. No. 761), was read the second time.

On motion of Mr. Miller, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1231) entitled "An act to amend section thirty-three hundred and fourteen of the Code of Civil Procedure relative to fees of jurors" (Int. No. 1014), was read the second time.

On motion of Mr. G. H. Whitney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1039) entitled "An act to amend section sixty-four of chapter two hundred and twenty-five of the Laws of nineteen hundred and one, entitled 'An act to incorporate the city of Oneida,' in relation to officers who shall not act as attorney or counsel against the city, and to amend section fourteen of said act in relation to the salaries of chief of police and patrolmen" (Int. No. 446), was read the second time.

On motion of Mr. Fish, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 821) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Louis Windholz against the State for damages alleged to have been sustained by him, and to render judgment therefor" (Int. No. 714), was read the second time.

On motion of Mr. Hammond, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 90) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Edwin H. Risley and Henry M. Love, comprising the firm of Risley and Love, against the State of New York" (Int. No. 90), was read the second time.

On motion of Mr. Gates, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 787) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Charles F. Parker and Company against the State for damages alleged to have been sustained by it, and to render judgment therefor" (Int. No. 691), was read the second time.

On motion of Mr. Draper, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 40) entitled "An act making an appropriation to the forest, fish and game commission for the payment of the salary and expenses of the special assistant oyster protector for the fiscal year ending on the first day of October, nineteen hundred and six" (Rec. No. 2), was read the second time.

On motion of Mr. Stanley, said bill was placed on the order of third reading.

The Senate bill (No. 271) entitled "An act making an appropriation for the rebuilding of the sewerage system, and other repairs, to the quarantine establishment on Swinbourne island" (Rec. No. 26), was read the second time.

On motion of Mr. Merritt, said bill was placed on the order of third reading.

The bill (No. 592) entitled "An act to legalize, ratify and confirm an issue of bonds of the village of Matteawan, in the county of Dutchess, to the amount of not to exceed fifty-five thousand and eighty-six dollars, to be issued for the purpose of providing for the expense of completing the construction of the sewer system already authorized and under contract and in course of construction in and for the said village; and to legalize the special election held in the said village on the tenth day of January, nineteen hundred and six, and all the proceedings of the board of trustees of the said village authorizing and directing the issue of said bonds" (Rec. No. 113), was read the second time.

On motion of Mr. A. B. Gray, said bill was placed on the order of third reading.

The Senate bill (No. 593) entitled "An act to legalize, ratify and confirm an issue of bonds of the village of Fishkill Landing, in the county of Dutchess, to the amount of four thousand dollars, to be issued for the purpose of providing for the expense of building an additional story to and making other alterations in one of the firehouses of the said village of Fishkill Landing, the property of said village known as the Lewis Tompkins House Company's house; and to legalize the special election held in the said village on the nineteenth day of December, nineteen hundred and



five, and all the proceedings of the board of trustees of the said village authorizing and directing the issue of said bonds" (Rec. No. 112), was read the second time.

On motion of Mr. A. B. Gray, said bill was placed on the order of third reading.

The Senate bill (No. 323) entitled "An act to amend section fifteen hundred and thirty-two of chapter four hundred and ten of the Laws of eighteen hundred and eighty-two, known as the Consolidation Act, as amended by chapter eighty-one of the Laws of eighteen hundred and eighty-eight" (Rec. No. 85), was read the second time.

On motion of Mr. LaFetra, said bill was placed on the order of third reading.

The Senate bill (No. 653) entitled "An act to revise the charter of the city of Auburn" (Rec. No. 131), was read the second time.

On motion of Mr. Bass, said bill was placed on the order of third reading.

The Senate bill (No. 608) entitled "An act to amend the charter of the city of New Rochelle in relation to the issuance of certificates of indebtedness in anticipation of the collection of taxes and of assessments for local improvements" (Rec. No. 102), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading.

On motion of Mr. Wainwright, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Moreland	Smith Myron
Allen F E	Crosley	Hamn	Murphy	Sprenger
Allen J G	Cunningham	Hapeman	Nevins	Stanley
Apgar	DeGroot	Harawitz	Nolan	Steele

Averill	Donohue	Hartman	Norton	Steffens
Baldwn	Dowling	Hastings	Oliver	Story
Bass	Draper	Hoffman	O'Neill	Surpless
Becker	Dressing	Hooker	Palmer G M	Thompson
Bedell	Eagleton	Hooper	Palmer S J	Tompkins
Beebe	Evans	Kavanagh	Patton	Volk
Bernstein	Feth	Keyes	Phillips	Waddell
Bird	Filley	Knapp	Pratt	Wade
Bisland	Fish	Krulewitch	Prentice	Wainwright
Bohan	Foelker	Lansing	Quinn	Weber
Boshart	Foster	LaFetra	Reilly	Wedemeyer
Brady	Fowler	Lee A E	Rock	Wells
Brennan	Francis	Lee W I	Rogers	Wemple
Burnett	Fritz	Lewis	Salomon	West
Burns	Gates	Lupton	Sammon	Whitley
Burzynski	Grady	Maher	Santee	Whitney F G
Carnochan	Grattan	Maier	Schoeneck	Whitney G H
Carrier	Gray A B	Matthews	Schwegler	Williams
Caughlan	Gray F J	McGuire	Scovill	Wilson
Chamberlain	Green	Mead	Shanahan	Winters
Colne	Gregory	Merritt	Smith A E	Wood
Coon	Gunderman	Miller	Smith J E	Young
Cowan	Hackett	Mills		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 607) entitled "An act to provide for the method of assessment of real property in the city of New Rochelle, for the year nineteen hundred and six" (Rec. No. 103), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading.

On motion of Mr. Wainwright, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hamn	Miller	Smith M F
Allen F E	Cunningham	Hapeman	Mills	Smith Myron
Allen J G	DeGroot	Harawitz	Moreland	Sprengr
Apgar	Donohue	Harte	Murphy	Stanley

Averill	Dowling	Hartman	Nevins	Steele
Baldwin	Draper	Hastings	Nolan	Steffens
Bass	Eagleton	Hoffman	Oglesby	Story
Becker	Eckmann	Hooker	Oliver	Surpless
Beebe	Evans	Hooper	O'Neill	Thompson
Bernstein	Farnan	Hubbs	Palmer G M	Tompkins
Bird	Feth	Kavanagh	Palmer S J	Volk
Bisland	Filley	Keyes	Patton	Waddell
Bohan	Fish	Knapp	Phillips	Wade
Boshart	Foelker	Krulewitch	Pratt	Wainwright
Brady	Foster	Lansing	Prentice	Weber
Brennan	Fowler	LaFetra	Quinn	Wedemeyer
Burnett	Francis	Lee A E	Rock	Wells
Burns	Fritz	Lee W I	Rogers	Wemple
Burzynski	Gates	Lewis	Salomon	West
Carnochan	Grattan	Long	Santee	Whitley
Carrier	Gray A B	Lupton	Schmitt	Whitney F G
Caughlan	Gray F J	Lynch	Schoeneck	Whitney G H
Chamberlain	Green	Maher	Schwegler	Williams
Charles	Gregory	Maier	Seovill	Wilson
Cohalan	Gunderman	Matthews	Shanahan	Winters
Colne	Gurnett	McGuire	Shuttleworth	Wood
Coon	Hackett	Mead	Smith A E	Yale
Cowan	Hammond	Merritt	Smith J E	Young
Cox				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 589) entitled "An act to amend chapter four hundred and thirteen of the Laws of eighteen hundred and ninety-two, entitled 'An act to provide for the construction of a drawbridge over the Harlem river in the city of New York, and for the removal of the present bridge at Third avenue in said city,' as amended by chapter five hundred and forty of the Laws of eighteen hundred and ninety-four and as amended by chapter seven hundred and sixteen of the Laws of eighteen hundred and ninety-six" (Rec. No. 109), was read the second time.

On motion of Mr. Shanahan, said bill was placed on the order of third reading.

The Senate bill (No. 564) entitled "An act to amend the Greater New York charter by the addition of a new section to be known as section one hundred and forty-nine-a, to provide for the compilation of statistics by the various officials, boards, corporations, et cetera, having custody of city or county property or receiving or disbursing moneys received from the city or the counties thereof, and by the amendment of section one hundred and fifty-one to provide for the establishment of a bureau of



investigation and statistics in the department of finance" (Rec. No. 110), was read the second time.

On motion of Mr. LaFetra, said bill was placed on the order of third reading.

The Senate bill (No. 507) entitled "An act to authorize the board of education of the city of New Rochelle to use for the completion of the school building on North avenue money appropriated for school purposes in said city" (Rec. No. 80), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading.

On motion of Mr. Wainwright, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Harte	Moreland	Smith Myron
Allen J G	Crosley	Hartman	Nevins	Sprenger
Apgar	DeGroot	Harvey	Norton	Stanley
Averill	Donohue	Hastings	Oglesby	Steele
Baldwin	Dowling	Hoffman	O'Neil	Steffens
Bass	Draper	Hooker	Palmer G M	Storv
Becker	Eagleton	Hooper	Patton	Surpluss
Beebe	Eckmann	Hubbs	Phillips	Thompson
Bernstein	Evans	Kavanagh	Pratt	Volk
Bird	Farnan	Keyes	Prentice	Waddell
Bohan	Foelker	Knapp	Quinn	Wade
Boshart	Foster	Lansing	Reilly	Wainwright
Brady	Fowler	LaFetra	Rock	Weber
Brennan	Gates	Lee A E	Rogers	Wells
Burnett	Grady	Lee W I	Salomon	Wemple
Burns	Grattan	Lewis	Sammon	West
Burzynski	Gray A B	Lupton	Santee	Whitley
Campbell	Gray F J	Lynch	Schmitt	Whitney F G
Carnochan	Gregory	Maher	Schoeneck	Whitney G H
Caughlan	Gunderman	Maier	Scovill	Williams
Charles	Gurnett	McGuire	Shanahan	Wilson
Cohalan	Hackett	Mead	Shuttleworth	Winters
Colne	Hammond	Merritt	Smith A E	Wood
Coon	Hamn	Miller	Smith J E	Young
Cowan	Harawitz	Mills	Smith M F	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 107) entitled "An act to amend subdivisions two and three of section fifteen of article two and section one hundred and twenty-one of article four of chapter three hundred of the Laws of nineteen hundred and four, entitled 'An act to revise and consolidate the several acts relative to the city of Niagara Falls,' in relation to aldermen" (Rec. No. 15), having been announced for a second reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 1329) entitled "An act to provide shelter-houses at transfer stations for passengers on railroads in the county of Kings" (Int. No. 348), having been announced for a third reading,

On motion of Mr. Prentice, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 1313) entitled "An act to authorize the village of Homer, to construct and maintain an artificial outlet for the waters of Barber pond in said village and to close the present outlet and to issue necessary bonds therefor" (Int. No. 604), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hamn	Mills	Smith J E
Allen F E	DeGroot	Hapeman	Moreland	Smith Myron
Allen J G	Donohue	Harawitz	Murphy	Sprenger
Apgar	Dowling	Hartman	Nolan	Stanley
Baldwin	Draper	Hastings	Norton	Steele

Bass	Dressing	Hoffman	Oglesby	Story
Becker	Eagleton	Hooker	Oliver	Surplless
Bernstein	Evans	Hooper	O'Neill	Thompson
Bird	Farnan	Hubbs	Palmer G M	Tompkins
Bisland	Fillely	Kavanagh	Palmer S J	Volk
Bohan	Fish	Keyes	Patton	Waddell
Boshart	Foelker	Knapp	Phillips	Wade
Brady	Foster	Krulewitch	Pratt	Wainwright
Burnett	Fowler	Lansing	Prentice	Weber
Burns	Francis	Lee A E	Quinn	Wedemeyer
Burzynski	Fritz	Lee W I	Rock	Wells
Carnochan	Gates	Lewis	Rogers	Wemple
Carrier	Grady	Lupton	Salomon	West
Caughlan	Grattan	Maher	Santee	Whitney F G
Chamberlain	Gray A B	Majer	Schoeneck	Whitney G H
Charles	Gray F J	Matthews	Schweger	Williams
Colne	Green	McGuire	Seovill	Wilson
Coon	Gregory	Mead	Shanahan	Winters
Cowan	Hackett	Merritt	Shuttleworth	Wood
Crosley	Hammond	Miller	Smith A E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1315) entitled "An act to amend the Labor Law, relative to the use of exhaust fans in factories" (Int. No. 188), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126

NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hamn	Merritt	Smith J E
Allen F E	DeGroot	Hapeman	Mills	Smith M F
Allen J G	Donohue	Harawitz	Moreland	Smith Myron
Averill	Dowling	Harte	Murphy	Sprenger
Baldwin	Draper	Hartman	Nevins	Steele
Bass	Eagleton	Hastings	Oglesby	Steffens
Becker	Eckmann	Hoffman	Oliver	Story
Bernstein	Farnan	Hooker	O'Neill	Surplless
Bird	Feth	Hooper	Palmer G M	Thompson
Bisland	Fillely	Hubbs	Palmer S J	Volk
Bohan	Fish	Kavanagh	Patton	Waddell
Boshart	Foelker	Knapp	Phillips	Wade
Brady	Foster	Krulewitch	Pratt	Wainwright
Brennan	Francis	Lansing	Prentice	Weber
Burnett	Fritz	LaPetra	Quinn	Wedemeyer



Burns	Gates	Lee A E	Rock	Wells
Burzynski	Grattan	Lee W I	Rogers	West
Carnochan	Gray A B	Lewis	Salomon	Whitley
Caughlan	Gray F J	Lupton	Santee	Whitney G H
Chamberlain	Green	Lynch	Schoeneck	Williams
Charles	Gregory	Maher	Schwegler	Wilson
Cohalan	Gunderman	Maier	Scovill	Winters
Colne	Gurnett	Matthews	Shanahan	Wood
Coon	Hackett	McGuire	Shuttleworth	Yale
Cowan	Hammond	Mead	Smith A E	Young
Cox				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 393, Assembly reprint No. 1304) entitled "An act to amend section twenty-five hundred and ten of the Code of Civil Procedure in relation to the examination of the witnesses to wills" (Rec. No. 50), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Moreland	Smith J E
Allen F E	Cunningham	Hapeman	Murphy	Smith M F
Allen J G	DeGroot	Harawitz	Nevins	Smith Myron
Apgar	Donohue	Harvey	Norton	Sprengr
Averill	Dowling	Hastings	Oliver	Stanley
Baldwin	Draper	Hoffman	O'Neill	Steele
Bass	Eagleton	Hooker	Palmer G M	Steffens
Becker	Eckmann	Hooper	Palmer S J	Story
Beebe	Evans	Hubbs	Patton	Surpluss
Bernstein	Farnan	Kavanagh	Phillips	Thompson
Bird	Filley	Keyes	Pratt	Volk
Bisland	Fish	Knapp	Prentice	Waddell
Bohan	Foelker	Krulewitch	Quinn	Wade
Boshart	Foster	LaFetra	Reilly	Wainwright
Brady	Fowler	Lee W I	Rock	Weber
Burnett	Francis	Lewis	Rogers	Wedemeyer
Burns	Gates	Lupton	Salomon	Wells
Burzynski	Grady	Lynch	Sammon	Wemple
Carrier	Grattan	Maher	Santee	West
Caughlan	Gray A B	Maier	Schmitt	Whitley

Chamberlain	Gray F J*	Matthews	Schoeneck	Whitney F G
Charles	Green	Mead	Scovill	Williams
Cohalan	Gregory	Merritt	Shanahan	Winters
Colne	Gunderman	Miller	Shuttleworth	Yale
Coon	Gurnett	Mills	Smith A E	Young
Cowan	Hammond			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same with amendments.

The Senate bill (No. 223, Assembly reprint No. 1305) entitled "An act to amend the Code of Civil Procedure, in relation to the sale, mortgaging or leasing of the contingent interests of infants not in being, in real property" (Rec. No. 37), having been announced for a third reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 338) entitled "An act to prohibit the docking of horses' tails, and to require a registry of all docked horses, now in this State" (Int. No. 312), having been announced for a third reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The Senate bill (No. 625) entitled "An act to amend chapter three hundred and forty-five of the Laws of eighteen hundred and eighty-eight, entitled 'An act to provide for the relief of the city of Buffalo and to change and regulate the crossing and occupation of the streets, avenues and public grounds in said city by railroads,' in relation to the commissioners and giving them further powers" (Rec. No. 135), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 142

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Miller	Smith M F
Allen F E	Crosley	Hapeman	Mills	Smith Myron
Allen J G	Cunningham	Harawitz	Moreland	Sprenger
Appar	DeGroot	Harte	Murphy	Stanley
Averill	Donohue	Hartman	Nevins	Steele
Baldwin	Dowling	Hastings	Nolan	Steffens
Bass	Draper	Hoffman	Oglesby	Story
Becker	Eagleton	Hooker	Oliver	Surpless
Bedell	Eckmann	Hooper	O'Neill	Thompson
Beebe	Evans	Hubbs	Palmer G M	Tompkins
Bernstein	Farnan	Kavanagh	Palmer S J	Volk
Bird	Feth	Keyes	Patton	Waddell
Bisland	Filley	Knapp	Phillips	Wade
Bohan	Fish	Krulewitch	Pratt	Wainwright
Boshart	Foelker	Lansing	Prentice	Weber
Brady	Foster	LaFetra	Quinn	Wedemeyer
Brennan	Fowler	Lee A E	Rock	Wells
Burnett	Francis	Lee W I	Rogers	Wemple
Burns	Fritz	Lewis	Salomon	West
Burzynski	Gates	Long	Santee	Whitley
Carnochan	Grattan	Lupton	Schmitt	Whitney F G
Carrier	Gray A B	Lynch	Schoeneck	Whitney G H
Caughlan	Gray F J	Maher	Schwegler	Williams
Chamberlain	Green	Maier	Scovill	Wilson
Charles	Gregory	Matthews	Shanahan	Winters
Cohalan	Gunderman	McGuire	Shuttleworth	Wood
Colne	Gurnett	Mead	Smith A E	Yale
Coon	Hackett	Merritt	Smith J E	Young
Cowan	Hammond			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 228) entitled "An act to authorize the towns of Suffolk county to acquire lands for park purposes, and to issue bonds therefor" (Rec. No. 77), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



AYES 139

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Moreland	Smith Myron
Allen F E	Crosley	Hamn	Murphy	Sprenger
Allen J G	Cunningham	Hapeman	Nevins	Stanley
Apgar	DeGroot	Harawitz	Nolan	Steele
Averill	Donohue	Hartman	Norton	Steffens
Baldwin	Dowling	Hastings	Oglesby	Story
Bass	Draper	Hoffman	Oliver	Surpless
Becker	Dressing	Hooker	O'Neill	Thompson
Bedell	Eagleton	Hooper	Palmer G M	Tompkins
Beebe	Evans	Hubbs	Palmer S J	Volk
Bernstein	Farnan	Kavanagh	Patton	Waddell
Bird	Feth	Keyes	Phillips	Wade
Bisland	Filley	Knapp	Pratt	Wainwright
Bohan	Fish	Krulewitch	Prentice	Weber
Boshart	Foelker	Lansing	Quinn	Wedemeyer
Brady	Foster	LaFetra	Reilly	Wells
Brennan	Fowler	Lee A E	Rock	Wemple
Burnett	Francis	Lee W I	Rogers	West
Burns	Fritz	Lewis	Salomon	Whitley
Burzynski	Gates	Lupton	Sammon	Whitney F G
Carnochan	Grady	Maher	Santee	Whitney G H
Carrier	Grattan	Maier	Schoeneck	Williams
Caughlan	Gray A B	Matthews	Schwegler	Wilson
Chamberlain	Gray F J	McGuire	Scovill	Winters
Charles	Green	Mead	Shanahan	Wood
Colne	Gregory	Merritt	Shuttleworth	Yale
Coon	Gunderman	Miller	Smith A E	Young
Cowan	Hackett	Mills	Smith J E	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 381) entitled "An act to legalize the proceedings of the inhabitants and of the board of education, of union free school district number one, of the town of Hadley, Saratoga county, and the town of Luzerne, Warren county, relative to acquiring a site and constructing a new school building in said district, and to provide for the issuance of the bonds of said district to defray the cost of the same" (Rec. No. 101), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 140

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Miller	Smith J E
Allen F E	Crosley	Hapeman	Mills	Smith M F
Allen J G	Cunningham	Harawitz	Moreland	Smith Myron
Apgar	DeGroot	Harte	Murphy	Sprenger
Averill	Donohue	Hartman	Nevins	Stanley
Bass	Dowling	Harvey	Norton	Steele
Becker	Draper	Hastings	Oglesby	Steffens
Beebe	Eagleton	Hoffman	Oliver	Story
Bernstein	Eckmann	Hooker	O'Neill	Surplless
Bird	Evans	Hooper	Palmer G M	Thompson
Bisland	Farnan	Hubbs	Palmer S J	Volk
Bohan	Filley	Kavanagh	Patton	Waddell
Boshart	Fish	Keyes	Phillips	Wade
Brady	Foelker	Knapp	Pratt	Wainwright
Brennan	Foster	Krulewitch	Prentice	Weber
Burnett	Fowler	Lansing	Quinn	Wedemeyer
Burns	Francis	LaFetra	Reilly	Wells
Burzynski	Gates	Lee A E	Rock	Wemple
Campbell	Grady	Lee W I	Rogers	West
Carnochan	Grattan	Lewis	Salomon	Whitley
Carrier	Gray A B	Lupton	Sammon	Whitney F G
Caughlan	Gray F J	Lynch	Santee	Whitney G H
Chamberlain	Green	Maher	Schmitt	Williams
Charles	Gregory	Maier	Schoeneck	Wilson
Cohalan	Gunderman	Matthews	Scovill	Winters
Colne	Gurnett	McGuire	Shanahan	Wood
Coon	Hackett	Mead	Shuttleworth	Yale
Cowan	Hammond	Merritt	Smith A E	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 84) entitled "An act to amend chapter five hundred and ninety-eight of the Laws of eighteen hundred and ninety-two, entitled 'An act to provide for reporting the decisions of the inferior courts of record in the State of New York' as amended by chapter four hundred and ninety-six of the Laws of nineteen hundred and three" (Rec. No. 58), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141  
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Miller	Smith J. E
Allen F E	Crosley	Hapeman	Mills	Smith M F
Allen J G	Cunningham	Harawitz	Moreland	Smith Myron
Apgar	DeGroot	Harte	Murphy	Sprenger
Averill	Donohue	Hartman	Nevins	Stanley
Baldwin	Dowling	Harvey	Norton	Steele
Bass	Draper	Hastings	Oglesby	Steffens
Becker	Eagleton	Hoffman	Oliver	Story
Beebe	Eckmann	Hooker	O'Neill	Surpless
Bernstein	Evans	Hooper	Palmer G M	Thompson
Bird	Farnan	Hubbs	Palmer S J	Volk
Bisland	Filley	Kavanagh	Patton	Waddell
Bohan	Fish	Keyes	Phillips	Wade
Boshart	Foelker	Knapp	Pratt	Wainwright
Brady	Foster	Krulewitch	Prentice	Weber
Brennan	Fowler	Lansing	Quinn	Wedemeyer
Burnett	Francis	LaFetra	Reilly	Wells
Burns	Gates	Lee A E	Rock	Wemple
Burzynski	Grady	Lee W I	Rogers	West
Campbell	Grattan	Lewis	Salomon	Whitley
Carnochan	Gray A B	Lupton	Sammon	Whitney F G
Carrier	Gray F J	Lynch	Santee	Whitney G H
Caughlan	Green	Maher	Schmitt	Williams
Chamberlain	Gregory	Maier	Schoeneck	Wilson
Charles	Gunderman	Matthews	Scovill	Winters
Cohalan	Gurnett	McGuire	Shanahan	Wood
Colne	Hackett	Mead	Shuttleworth	Yale
Coon	Hammond	Merritt	Smith A E	Young
Cowan				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 511) entitled "An act to amend the Forest, Fish and Game Law, in relation to lake trout in Dutchess county" (Rec. No. 92), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



AYES 122

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Harte	Moreland	Smith J E
Allen F E	Cunningham	Hartman	Murphy	Smith M F
Allen J G	DeGroot	Hastings	Nevins	Sprenger
Averill	Donohue	Hoffman	Oglesby	Stanley
Baldwin	Dowling	Hooker	Oliver	Steele
Bass	Draper	Hooper	O'Neill	Steffens
Becker	Eckmann	Hubbs	Palmer G M	Story
Beebe	Evans	Kavanagh	Palmer S J	Surpluss
Bernstein	Farnan	Knapp	Patton	Volk
Bird	Feth	Krulewitch	Phillips	Waddell
Bisland	Fish	LaFetra	Pratt	Wade
Bohan	Foelker	Lee A E	Prentice	Wainwright
Brady	Foster	Lee W I	Quinn	Weber
Brennan	Francis	Lewis	Rock	Wedemeyer
Burnett	Gates	Long	Rogers	Wells
Burns	Grattan	Lupton	Salomon	West
Burzynski	Gray A B	Lynch	Santee	Whitley
Carnochan	Gray F J	Maier	Schmitt	Whitney F G
Carrier	Green	Maier	Schoeneck	Whitney G H
Caughlan	Gregory	Matthews	Schwegler	Williams
Charles	Gurnett	Mead	Scovill	Winters
Cohalan	Hackett	Merritt	Shanahan	Wood
Colne	Hammond	Miller	Shuttleworth	Yale
Coon	Hamn	Mills	Smith A E	Young
Cowan	Harawitz			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

A communication was received from Hon. D. P. Quinn, mayor of the city of Watervliet, returning Assembly bill (No. 368, Int. No. 350) entitled "An act to amend section four of chapter seven hundred and thirty-four of the Laws of nineteen hundred and one, entitled 'An act to provide for a board of water commissioners in the city of Watervliet and a proper supply of water for public purposes for said city,'" with a message that said mayor and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Hamn gives notice that on Monday March 19, 1906, he will call up bill (No. 1208, Int. No. 585) entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article fourteen of the Constitution relating to the adoption of amendments by the people," the same having been laid aside on the order of third reading.

On motion of Mr. Moreland, the House adjourned.

MONDAY, MARCH 19, 1906.

The House met pursuant to adjournment.

Prayer by Rev. Chas. W. Heisler.

On motion of Mr. Moreland, the reading of the journal of Friday, March 16, 1906, was dispensed with and the same was approved.

Mr. Speaker presented the annual report of the State Board of Tax Commissioners, which was laid upon the table and ordered printed.

(See Document No. 25.)

Mr. Filley (by request) introduced a bill entitled "An act to provide fire-escapes in hotels" (Int. No. 1233), which was read the first time and referred to the committee on general laws.

Mr. McGuire introduced a bill entitled "An act to insure public against accidents in all cities of the first class of the State of New York" (Int. No. 1234), which was read the first time and referred to the committee on railroads.

Mr. Moreland introduced a bill entitled "An act making an appropriation for the erection of a building for the segregation of infirm epileptics at the Craig Colony" (Int. No. 1235), which was read the first time and referred to the committee on ways and means.

Mr. Murphy introduced a bill entitled "An act to amend the Greater New York charter in relation to the board of city record" (Int. No. 1236), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend sections twenty-six, twenty-seven and one hundred and forty-three of the Canal Law, relative to superintendents of repairs and drafts of money by the Superintendent of Public Works for the payment of contracts" (Int. No. 1237), which was read the first time and referred to the committee on ways and means.

Mr. Rogers introduced a bill entitled "An act to amend chapter two hundred and fourteen of the Laws of eighteen hundred and

eighty-eight, entitled 'An act to revise the charter of the city of Binghamton,' relative to the salary of the clerk of the board of street commissioners" (Int. No. 1238), which was read the first time and referred to the committee on affairs of cities.

Mr. Campbell introduced a bill entitled "An act to amend section three hundred and eighty-three of the Greater New York charter, as reenacted by chapter four hundred and sixty-six of the Laws of nineteen hundred and one, relative to powers and duties of borough presidents" (Int. No. 1239), which was read the first time and referred to the committee on affairs of cities.

Mr. Draper introduced a bill entitled "An act to incorporate the Trans-Niagara Bridge Company" (Int. No. 1240), which was read the first time and referred to the committee on the judiciary.

Mr. Agnew introduced a bill entitled "An act to amend the State Printing Law, relative to separate contracts" (Int. No. 1241), which was read the first time and referred to the committee on public printing.

Mr. Francis introduced a bill entitled "An act to authorize the extension of Riverside park in the city of New York by filling in certain land under water so as to permit the construction of an athletic field and play-grounds therein by the trustees of Columbia college in the city of New York" (Int. No. 1242), which was read the first time and referred to the committee on affairs of cities.

Mr. Stanley (by request) introduced a bill entitled "An act to incorporate the New York Law Register Publishing Company for the purpose of publishing a law journal for the publication of the court calendars and legal and judicial notices and proceedings in the counties of New York, Westchester, Queens, Kings, Nassau, Suffolk and Richmond" (Int. No. 1243), which was read the first time and referred to the committee on the judiciary.

Mr. Steele introduced a bill entitled "An act authorizing and requiring the payment of certain tax by agents of foreign fire insurance corporations to the treasurer of Exempt Firemen's Association of the city of Little Falls, New York" (Int. No. 1244), which was read the first time.



On motion of Mr. Steele, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on taxation and retrenchment.

By unanimous consent, Mr. Campbell introduced a bill entitled "An act to repeal section eighteen of the Insanity Law, relating to a board of alienists for examination of insane, idiotic, imbecile and epileptic immigrants" (Int. No. 1245), which was read the first time and referred to the committee on the judiciary.

By unanimous consent, Mr. A. E. Lee introduced a bill entitled "An act conferring additional powers upon the common council of the city of North Tonawanda, to enact ordinances" (Int. No. 1246), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent, also, "An act to amend the Forest, Fish and Game Law, relative to close season for snipe in Niagara county" (Int. No. 1247), which was read the first time and referred to the committee on fisheries and game.

Mr. Moreland, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. West (No. 644, Int. No. 590), entitled "An act making an appropriation for repairing the bridge over the outlet of Keuka lake in the town of Milo, Yates county," reported the following substitute bill.

(See Appendix, No. 30.)

and request that said bill be recommitted to said committee, which report was agreed to and said substitute bill ordered printed and recommitted to said committee.

Mr. Hooker, from the committee on railroads, to which was referred Assembly bill introduced by Mr. Hartman (No. 574, Int. No. 538), entitled "An act to provide for a reduced rate of fare for school children and students on all railroads in cities having a population of more than fifteen hundred thousand," reported in favor of the passage of the following substitute bill.

(See Appendix, No. 31.)

which report was agreed to and said substitute bill ordered printed, and placed on the order of second reading.

Mr. Wemple, from the committee on revision, to which was referred Senate bill No. 505, Rec. No. 96, and Assembly bill No. 109, Int. No. 109, entitled "An act to amend chapter four hundred and sixty-eight of the Laws of eighteen hundred and ninety, known as the Highway Law, in relation to limitations upon laying out highways," reported that they have compared the same and find that they are identical, which report was agreed to and said Senate bill was ordered substituted for said Assembly bill, and placed on the order of third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. O'Neill (No. 1128, Int. No. 932), entitled "An act to amend the Greater New York charter, relative to the powers of city magistrates."

Also, the bill introduced by Mr. G. H. Whitney (No. 1232, Int. No. 1015), entitled "An act to amend the Domestic Commerce Law, in relation to adulteration of and deception in the manufacture and sale of spirits of turpentine."

Also, the bill introduced by Mr. Merritt (No. 1221, Int. No. 1004), entitled "An act to amend the Insanity Law, relative to buildings for the holding of religious services."

Also, the bill introduced by Mr. Gunderman (No. 410, Int. No. 386), entitled "An act to authorize the city of Ithaca to issue its bonds for the payment of unsecured and floating indebtedness of said city existing on the first day of January, nineteen hundred and six."

Also, the bill introduced by Mr. Apgar (No. 1300, Int. No. 1075), entitled "An act to amend the Transportation Corporations Law, in relation to waterworks corporations."

Also, the bill introduced by Mr. Mead (No. 1199, Int. No. 993), entitled "An act to amend chapter four hundred and twenty-nine of the Laws of eighteen hundred and ninety-three, entitled 'An act to provide for the compilation and continuance and care of certain indexes and records in the Albany county clerk's office,' relative to the execution of the work and the order thereof."

Also, the bill introduced by Mr. Moreland (No. 1357, Int. No.

1103), entitled "An act making an appropriation for the promotion of agriculture."

Also, the bill introduced by Mr. Cohalan (No. 929, Int. No. 775), entitled "An act empowering the comptroller of the city of New York to refund to the Roman Catholic Church of Saint Martin of Tours, or the trustees thereof, moneys paid as assessments for public improvements upon certain real property belonging to said church in the borough of the Bronx, New York city."

Also, the bill introduced by Mr. Gates (No. 90, Int. No. 90), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Edwin H. Risley and Henry M. Love, comprising the firm of Risley and Love, against the State of New York."

Also, the bill introduced by Mr. Draper (No. 787, Int. No. 691), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Charles F. Parker and Company against the State for damages alleged to have been sustained by it, and to render judgment therefor."

Also, the bill introduced by Mr. Stanley (No. 1273, Int. No. 1046), entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and the comptroller of said city to pay Ernest H. Juergens compensation for services rendered to said city in the law department, in the years eighteen hundred and ninety-nine and nineteen hundred as an office boy."

Also, the bill introduced by Mr. Young (No. 738, Int. No. 657), entitled "An act authorizing the board of estimate and apportionment of the city of New York to allow, and authorizing and directing the comptroller of the said city to pay certain claims incurred for the maintenance of the municipal court of the city of New York, twelfth district, Manhattan borough, during the year nineteen hundred and three."

Also, the bill introduced by Mr. Grattan (No. 1237, Int. No. 1020), entitled "An act to amend chapter six hundred and seventy-one of the Laws of eighteen hundred and ninety-two, entitled 'An act to revise, consolidate and amend the several acts relating



to the government of the city of Cohoes,' in relation to the appointment of a clerk of the board of water commissioners, and the salary of such clerk."

Also, the bill introduced by Mr. Grattan (No. 1238, Int. No. 1021), entitled "An act to amend chapter six hundred and seventy-one of the Laws of eighteen hundred and ninety-two, entitled 'An act to revise, consolidate and amend the several acts relating to the government of the city of Cohoes,' in relation to the superintendent of waterworks."

Also, the bill introduced by Mr. Knapp (No. 594, Int. No. 545), entitled "An act to authorize the Comptroller of the State of New York to hear and determine the application of Martin V. B. Turner for the cancellation of the tax sale of eighteen hundred and ninety of a certain forty acres of land in lot number eight of township number three, in the Old Military tract, in the town of Black Brook, county of Clinton."

Also, the bill introduced by Mr. Patton (No. 856, Int. No. 737), entitled "An act to provide for the repair and improvement of existing mechanical and other structures and works on and connected with the canals of this State."

Also, the bill introduced by Mr. Schoeneck (No. 1095, Int. No. 904), entitled "An act to amend chapter six hundred and fifty-nine of the Laws of nineteen hundred and five, entitled 'An act to provide for the erection of a new high school in the city of Syracuse.'"

Also, the bill introduced by Mr. Schoeneck (No. 1096, Int. No. 905), entitled "An act to amend chapter twenty-six of the Laws of eighteen hundred and eighty-five, entitled 'An act to revise, amend and consolidate the several acts relative to the city of Syracuse, and to revise and amend the charter of said city.'"

Also, the bill introduced by Mr. Hammond (No. 469, Int. No. 439), entitled "An act in relation to the water supply and water department of the city of Syracuse."

Also, the bill introduced by Mr. Hammond (No. 1087, Int. No. 896), entitled "An act to amend chapter six hundred and eighty-one of the Laws of nineteen hundred and five, entitled 'An act

to supplement the provisions of law relating to the department of finance of the city of Syracuse."

Also, the bill introduced by Mr. Hammond (No. 1255, Int. No. 1023), entitled "An act in relation to the municipal court of the city of Syracuse."

Also, the bill introduced by Mr. Bedell (No. 763, Int. No. 666), entitled "An act to amend chapter five hundred and seventy-two of the Laws of nineteen hundred and two, entitled 'An act to revise and amend an act to incorporate the city of Middletown and the acts amendatory thereof,' in relation to boundaries."

Also, the bill introduced by Mr. A. E. Lee (No. 906, Int. No. 770), entitled "An act to amend chapter five hundred and thirty-eight of the Laws of nineteen hundred and four, entitled 'An act in relation to the registration and identification of motor vehicles, and the use of the public highways by such vehicles,' in relation to stopping when meeting horses."

Also, the bill introduced by Mr. Bernstein (No. 764, Int. No. 667), entitled "An act to amend section two hundred and seven of chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the municipal court of the city of New York, its officers and marshals,' in relation to commissions."

Also, the bill introduced by Mr. A. E. Smith (No. 390, Int. No. 371), entitled "An act to authorize the police commissioner of the city of New York, in his discretion, to reopen the investigation of the legality of the appointment of Joseph Devlin as a member of the police department and force of the city of New York to make a reinvestigation of the same and to reinstate or restore him as a roundsman in the police department and force of said city."

Also, the bill introduced by Mr. Filley (No. 1042, Int. No. 625), entitled "An act to establish a retirement fund for pensioning retired teachers, supervisors, superintendents and principals of the public schools in the city of Troy, including union free school district number one of the town of Lansingburgh and to regulate the collection, management and disbursement thereof."

Also, the bill introduced by Mr. Eagleton (No. 1179, Int. No.

973), entitled "An act to provide for the distribution of certain public documents and reports to public libraries."

Also, the bill introduced by Mr. Apgar (No. 1299, Int. No. 1074), entitled "An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill, and the several acts amendatory thereof,' relative to subways or conduits."

Also, the bill introduced by Mr. Williams (No. 1347, Int. No. 1093), entitled "An act to amend chapter four hundred and eighty of the Laws of eighteen hundred and ninety-four, entitled 'An act in relation to the village of Fredonia,' in relation to the portion of expense for paving or macadamizing to be borne by street railroads."

Also, the bill introduced by Mr. Moreland (No. 1289, Int. No. 1064), entitled "An act to reappropriate certain unexpended balances of former appropriations."

Also, the bill introduced by Mr. Hammond (No. 821, Int. No. 714), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Louis Windholz against the State for damages alleged to have been sustained by him, and to render judgment therefor."

Reported the same without recommendations, which report was agreed to and said bills ordered engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Fish (No. 1039, Int. No. 446), entitled "An act to amend section sixty-four of chapter two hundred and twenty-five of the Laws of nineteen hundred and one, entitled 'An act to incorporate the city of Oneida,' in relation to officers who shall not act as attorney or counsel against the city, and to amend section fourteen of said act in relation to the salaries of chief of police patrolmen," reported the same with the following recommendations:

Amend title by striking out "section sixty-four of".

Page 1, line 2, insert after the word "one" the following: "entitled 'An act to incorporate the city of Oneida'".

Page 1, line 4, insert comma after word "four".



Page 2, line 6, insert "shall" after "nor", and line 9, insert "any of" after "for", and line 15, strike out "the" immediately preceding "said city"; line 18, add *le* "s" to "person" and line 19 put comma after "alderman".

Page 3, line 24, strike out "s" of "commissioners" make "commissioner", and line 25 add *le* "s" to "commissioner".

Page 4, line 8, insert "a" before "general".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Story (No. 531, Int. No. 498), entitled "An act to amend section eighteen of the Greater New York charter, with respect to the salaries of the aldermen," reported the same with the following recommendations:

Amend title by striking out "with respect" and insert "relative".

Page 1, line 2, insert at end of line "as re-enacted by chapter four hundred and sixty-six of the laws of nineteen hundred and one," and strike out all of lines 2, 3, 4, 5, 6, and all of line 7, except "is hereby", in line 8, strike out "so as".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. G. H. Whitney (No. 1231, Int. No. 1014), entitled "An act to amend section thirty-three hundred and fourteen of the Code of Civil Procedure relative to fees of jurors," reported the same with the following recommendations:

Amend title by striking out "section thirty-three hundred and fourteen of", and place comma after "procédurè".

Page 1, line 4, strike out comma after "New York".

Page 2, line 12, strike out comma after "Rockland".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Wainwright (No. 1134, Int. No. 938), entitled "An act to amend the charter of the city

of New Rochelle, in relation to the official bonds of city officers," reported the same with the following recommendations:

Amend the title to read "An act to amend chapter one hundred and twenty-eight of the law of eighteen hundred and ninety-nine, entitled "An act to incorporate the city of New Rochelle," in relation to the official bonds of city officers."

Page 1, line 3, insert after word "ninety-nine" the following: "entitled 'An act to incorporate the city of New Rochelle,'".

Page 1, line 3, strike out "so as".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. DeGroot (No. 1254, Int. No. 1054), entitled "An act to make the office of sheriff of the county of Queens a salaried office and regulating the management of said office," reported the same with the following recommendations:

Page 5, line 18, insert comma after words "appoint" and "remove".

Page 6, line 21, insert comma after the words "subordinate" and "them".

Page 7, line 4, insert comma after "corporation".

Page 7, line 16, insert comma after "receive" and "use".

Page 7, lines 23 and 24, strike out "swear falsely", and line 25, strike out the semi-colon and insert ", swear falsely", and line 26, insert the word "be" after word "and".

Page 8, line 1, strike out "with" and insert "by", and line 2 insert "by" before "imprisonment"; strike out "imprisoned" and insert "imprisonment"; line 4, insert word "by" after word "or", and same line strike out "at" and insert "in"; same line, insert "such fine and imprisonment" before words "the discretion".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Dowling (No. 1176, Int. No. 970), entitled "An act to amend section fifteen hundred and seventy-one of the Greater New York charter, relating to the office of coroner," reported the same with the following recommendations:

Amend title by striking out "section fifteen hundred and seventy-one of".

Page 1, line 2, insert "as re-enacted by chapter four hundred and sixty-six of the laws of nineteen hundred and one", after word "charter," and strike out "so as", line 2.

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Averill (No. 1141, Int. No. 945), entitled "An act to amend chapter fourteen of the Laws of eighteen hundred and eighty, entitled 'An act to further amend chapter one hundred and forty-three of the Laws of eighteen hundred and sixty-one, entitled "An act to amend and consolidate the several acts in relation to the charter of the city of Rochester," and to consolidate therewith the several acts in relation to the charter of said city,'" reported the same with the following recommendations:

Page 1, line 2, insert after the word "eighty," the following: "entitled 'An act to further amend chapter one hundred and forty-three of the laws of eighteen hundred and sixty-one, entitled "An act to amend and consolidate the several acts in relation to the charter of the city of Rochester," and to consolidate therewith the several acts in relation to the charter of said city.'"

Page 2, line 1, insert comma after "ordinance".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Gurnett (No. 933, Int. No. 779), entitled "An act to amend chapter four hundred and twenty-one of the Laws of nineteen hundred and four, entitled 'An act to enable the village of Watkins, and the water and sewer commissioners thereof to borrow money for the construction and maintenance of an electric or other improved lighting system,'" reported the same with the following recommendations:

Page 1, line 1, insert after "Section 1" "Section 2 of".

Page 1, line 1, change capital "c" in "chapter" to lower case "c".

Page 1, line 6, strike out "by adding the following section thereto;".



Page 1, line 6, after "amended" insert the following "to read as follows".

Page 1, line 7, change "3" to "2".

Page 1, line 7, insert the following after 3 " [This act shall take effect immediately.] "

Page 2, between lines 4 and 5, insert the following: "said chapter is hereby amended by adding thereto seven new sections to be sections three, four, five, six, seven, eight and nine and to read respectively as follows:"

Page 2, line 5, strike out "4" and insert "3".

Page 2, line 12, strike out "5" and insert "4".

Page 2, line 23, strike out "6" and insert "5".

Page 3, line 7, strike out "7" and insert "6".

Page 3, line 14, strike out "8" and insert "7".

Page 4, line 8, strike out "9" and insert "8".

Page 4, line 11, strike out "10" and insert "9".

Page 4, line 24, strike out "2" and insert "3".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Grattan (No. 1283, Int. No. 1058), entitled "An act to amend section twenty-five, title four, chapter nine hundred and five, Laws of eighteen hundred and ninety-six, entitled 'An act to incorporate the city of Watervliet,' relative to local assessments," reported the same with the following recommendations:

Amend title by striking out "section twenty-five, title four," and by inserting before the word "laws" the following: "of the".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Whitley (No. 1296, Int. No. 1071), entitled "An act to amend chapter three hundred and forty-seven of the Laws of eighteen hundred and ninety, entitled 'An act to provide for the payment of the cost and expenses of the construction of a trunk sewer on the east side of the Genesee river in the city of Rochester, by the issue of bonds of said city, and providing for the payment of said bonds by local assessments,'" reported the same with the following recommendations:

Page 1, line 2, insert the following: "entitled 'An act to provide for the payment of the cost and expenses of the construction of a trunk sewer on the east side of the Genesee river in the city of Rochester, by the issue of bonds of said city, and providing for the payment of said bonds by local assessments'".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Quinn (No. 1399, Int. No. 962), entitled "An act to amend chapter one hundred and five of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' as amended by chapter five hundred and sixty-four of the Laws of nineteen hundred and one, relating to pensions to members of the police force of said city," reported the same with the following recommendations:

Amend title by striking out "as amended by chapter five hundred and sixty four of the laws of nineteen hundred and one,".

Page 1, line 3, insert before the word "as" the following: "entitled 'An act to revise the charter of the city of Buffalo'".

Page 1, line 5, strike out "so as".

Page 2, line 1, strike out comma after "force" and insert ",", after "duty" line 2.

Page 2, line 7, strike out "action" and insert "section", and line 9 strike out comma after "mutually".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. West, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend the Forest, Fish and Game Law, in relation to the close season for game in Orange county." (No. 1435, Rec. No. 60.)

"An act to amend the Banking Law so as to require trust companies to keep a lawful money reserve." (No. 1391, Int. No. 935.)

"An act to amend the Tax Law in relation to reports of the State Comptroller and the payment to the State Treasurer of taxes on taxable transfers." (No. 1392, Int. No. 624.)

"An act to amend the Public Health Law in relation to pharmacy." (No. 1440, Int. No. 291.)

"An act to amend the Forest, Fish and Game Law relating to the possession and sale of woodcock, grouse and quail." (No. 1437, Int. No. 899.)

"An act to amend chapter thirty-three of the Laws of eighteen hundred and ninety-six, entitled 'An act to extend the time for the completion of the Rhinebeck and Rhinecliff Street Surface Railroad Company,' in relation to extension of time to complete." (No. 1441, Int. No. 162.)

"An act to amend the Forest, Fish and Game Law, in relation to pike in the counties of Broome, Tioga, Chemung." (No. 1438, Int. No. 140.)

"An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-eight, entitled 'An act for the government of cities of the second class' relative to filling vacancies in the office of supervisor." (No. 1434, Int. No. 374.)

"An act to amend the Forest, Fish and Game Law, in relation to the close season for hares and rabbits in Orange county." (No. 1436, Int. No. 317.)

"An act to establish the Hudson-Fulton Celebration Commission, and to prescribe the powers and duties thereof and making an appropriation therefor." (No. 1390, Int. No. 735.)

"An act to amend the Forest, Fish and Game Law in relation to chief fire warden and foresters." (No. 1442, Int. No. 627.)

"An act to amend the Membership Corporation Law, by authorizing the deposit with county treasurers of funds for the permanent care of lots in rural cemeteries." (No. 1439, Int. No. 472.)

"An act to amend section seven of chapter three hundred and thirty-nine of the Laws of eighteen hundred and eighty-three, entitled 'An act concerning pawnbrokers' relative to rate of interest." (No. 49, Int. No. 49.)

"An act to amend chapter eight hundred and twelve of the Laws of eighteen hundred and ninety-six, entitled 'An act to revise, amend and consolidate the several acts relating to the area or territory known as Sylvan Beach, in the town of Vienna,



county of Oneida, and to repeal certain acts and parts of acts,' in relation to changing the boundaries of the territory affected by said chapter." (No. 1003, Int. No. 838.)

The bill (No. 936) entitled "An act to amend chapter five hundred and thirty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act providing for ascertaining and paying the amount of damages to lands and buildings suffered by reason of changes of grade of streets or avenues, made pursuant to chapter seven hundred and twenty-one of the Laws of eighteen hundred and eighty-seven, providing for the depression of railroad tracks in the Twenty-third and Twenty-fourth wards of the city of New York, or otherwise,' as amended by chapter five hundred and sixty-seven of the Laws of eighteen hundred and ninety-four, relative to the investigation of claims" (Int. No. 782), having been announced for a second reading,

Mr. Agnew moved to recommit said bill to the committee on affairs of cities for a hearing.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the negative.

Said bill was then read the second time.

On motion of Mr. LaFetra, said bill was placed on the order of third reading.

On motion of Mr. Burnett, said bill was recommitted to the committee on affairs of cities, retaining its place on the order of third reading.

The bill (No. 945) entitled "An act to amend the Greater New York charter relative to the publication and distribution of reports of city departments" (Int. No. 791), was read the second time.

On motion of Mr. Stanley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1054) entitled "An act in relation to walls of buildings encroaching upon any street, avenue or public place in the county of Kings" (Int. No. 876), was read the second time.

On motion of Mr. Dowling, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1061) entitled "An act to amend the Greater New York charter, relative to the collection of assessments for local improvements in Queens county" (Int. No. 883), was read the second time.

On motion of Mr. DeGroot, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1093) entitled "An act to amend the Greater New York charter, relative to the police department" (Int. No. 902), was read the second time.

On motion of Mr. Prentice, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1291) entitled "An act to amend the Greater New York charter in relation to employment and payment of inspectors of removals of pavements or disturbances of surface of streets" (Int. No. 1066), was read the second time.

On motion of Mr. Prentice, said bill was placed on the order of third reading.

On motion of Mr. Murphy, said bill was recommitted to the committee on affairs of cities, retaining its place on the order of third reading.

The bill (No. 210) entitled "An act in relation to the salaries of the record clerks of the court of general sessions of the peace in and for the county of New York" (Int. No. 210), was read the second time.

On motion of Mr. Young, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1356) entitled "An act to amend chapter seven hundred and thirty-seven of the Laws of nineteen hundred and five, entitled 'An act to establish a commission of gas and electricity with power to regulate the price of gas and electric light and certain other electric services, and to provide for the control and supervision of gas, electric light and other electric corporations and making an appropriation therefor'" (Int. No. 1102), was read the second time.

On motion of Mr. Moreland, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1152) entitled "An act to amend the Greater New York charter, relative to assistant clerks in certain municipal court districts in the borough of Queens" (Int. No. 954), was read the second time.

On motion of Mr. DeGroot, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1456) entitled "An act to amend the Labor Law, relative to information to be furnished the commissioner of labor" (Int. No. 187), was read the second time.

On motion of Mr. F. E. Allen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1455) entitled "An act to permit The Carnegie Foundation, a corporation duly incorporated under the Laws of New York, to convey its property to The Carnegie Foundation for the Advancement of Teaching" (Int. No. 1033), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1454) entitled "An act relative to The Wynantskill Improvement Association" (Int. No. 929), was read the second time.

On motion of Mr. Nolan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1451) entitled "An act to amend the County Law, relative to the appointment of assistant district attorneys for the county of Westchester" (Int. No. 554), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1450) entitled "An act to amend the Domestic Relations Law, relating to the liability of married women on contracts" (Int. No. 546), was read the second time.

On motion of Mr. Lansing, said bill was placed on the order of third reading and referred to the committee on revision.



The bill (No. 1449) entitled "An act to amend the Election Law, in relation to the newspapers in the borough of Manhattan in which a list of the registration and polling places and boundaries of election districts shall be published" (Int. No. 540), was read the second time.

On motion of Mr. Salomon, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1446) entitled "An act to legalize and confirm the official acts of notaries public and commissioners of deeds" (Int. No. 497), was read the second time.

On motion of Mr. Nolan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1445) entitled "An act to amend chapter one hundred and fifteen of the Laws of eighteen hundred and ninety-eight, entitled 'An act to provide for the improvement of the public highways,' in relation to connecting highways through villages" (Int. No. 351), was read the second time.

On motion of Mr. Norton, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 368, Assembly reprint No. 1443) entitled "An act to further amend section five of chapter five hundred and fifty-three of the Laws of eighteen hundred and ninety-five, as amended by section five of chapter nine hundred and fifty-nine of the Laws of eighteen hundred and ninety-five, as amended by chapter two hundred and four of the Laws of nineteen hundred and five, entitled 'An act in relation to the Supreme Court in the first judicial district and the Appellate Division thereof,' making provision for the appointment by said Appellate Division in the first department of official referees and for their compensation" (Rec. No. 91), was read the second time.

On motion of Mr. LaFetra, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1400) entitled "An act to amend the Civil Service Law, in relation to veterans" (Int. No. 571), having been announced for a second reading,

On motion of Mr. DeGroot, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 1397) entitled "An act relative to the city court of the city of New York" (Int. No. 819), having been announced for a second reading,

On motion of Mr. Agnew, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 1394) entitled "An act to enable the police commissioner of the city of New York to rehear and determine the charges against Charles E. Savage, formerly a patrolman of the police department of said city, and to reinstate him in said department" (Int. No. 255), was read the second time.

On motion of Mr. LaFetra, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1393) entitled "An act to enable the police commissioner of the city of New York, to rehear and determine the charges against Francis J. Hughes, formerly a patrolman of the police department of said city, and to reinstate him in said department" (Int. No. 101), was read the second time.

On motion of Mr. LaFetra, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1017) entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the municipal court of the city of New York, its officers and marshals,' relative to jurors and trials by jury" (Int. No. 852), was read the second time.

On motion of Mr. Weber, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1329) entitled "An act to provide shelter-houses at transfer stations for passengers on railroads in the county of Kings" (Int. No. 348), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Harawitz	Mills	Smith M F
Allen F E	Cunningham	Harte	Moreland	Smith Myron
Allen J G	DeGroot	Hartman	Murphy	Sprengr
Apgar	Donohue	Hastings	Nevins	Stanley
Averill	Dowling	Hoffman	Nolan	Steele
Bass	Draper	Hooker	Oglesby	Story
Becker	Eckmann	Hooper	Oliver	Surplless
Bebee	Farnan	Hubbs	Palmer G M	Thompson
Bernstein	Feth	Kavanagh	Palmer S J	Tompkins
Bisland	Filley	Keyes	Patton	Volk
Bohan	Fish	Knapp	Phillips	Waddell
Boshart	Foolker	Krulewitch	Pratt	Wade
Brady	Foster	Lansing	Prentice	Wainwright
Brennan	Fowler	Lee A E	Quinn	Weber
Burnett	Francis	Lee W I	Rock	Wedemeyer
Burns	Fritz	Lewis	Rogers	Wells
Burzynski	Gates	Long	Salomon	Wemple
Carnochan	Grattan	Lupton	Santee	Whitley
Carrier	Gray F J	Lynch	Schmitt	Whitney F G
Caughlan	Green	Maher	Schoeneck	Whitney G H
Chamberlain	Gregory	Maier	Schwegler	Williams
Charles	Gunderman	Matthews	Scovill	Wilson
Cohalan	Gurnett	McGuire	Shanahan	Winters
Colne	Hackett	Mead	Shuttleworth	Wood
Coon	Hammond	Merritt	Smith A E	Yale
Cox	Hapeman	Miller	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1351) entitled "An act to legalize the issue of bonds of the town of Lumberland in the county of Sullivan, authorized by the board of supervisors of said county for the purpose of defraying the expense of rebuilding a bridge over the Delaware river in said town, and to provide for the payment of the principal and interest thereof" (Int. No. 1097), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the



affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hamn	Merritt	Smith J E
Allen F E	Cox	Hapeman	Miller	Smith M F
Allen J G	Cunningham	Harawitz	Moreland	Sprenger
Apgar	DeGroot	Harte	Murphy	Stanley
Averill	Donohue	Hartman	Nevins	Steele
Baldwin	Dowling	Harvey	Norton	Steffens
Becker	Draper	Hastings	Oliver	Story
Beebe	Eagleton	Hoffman	Oglesby	Thompson
Bernstein	Eckmann	Hooker	O'Neill	Volk
Bird	Evans	Hooper	Palmer G M	Waddell
Bisland	Farnan	Hubbs	Palmer S J	Wade
Bohan	Filley	Kavanagh	Patton	Wainwright
Boshart	Fish	Keyes	Phillips	Weber
Brady	Foelker	Knapp	Pratt	Wedemeyer
Burnett	Foster	Kritlewitch	Prentice	Wells
Burns	Fowler	Lansing	Reilly	Wemple
Burzynski	Gates	LaFetra	Rock	West
Campbell	Grady	Lee A E	Rogers	Whitley
Carnochan	Grattan	Lewis	Salomon	Whitney F G
Carrier	Gray A B	Lupton	Sammon	Whitney G H
Caughlan	Gray F J	Lynch	Santee	Williams
Chamberlain	Green	Maher	Schmitt	Wilson
Charles	Gregory	Maier	Schoeneck	Winters
Cohalan	Gunderman	Matthews	Scovill	Wood
Colne	Gurnett	McGuire	Shanahan	Yale
Coon	Hammond	Mead	Smith A E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 443) entitled "An act to confer upon the Court of Claims jurisdiction to hear, audit and determine the claims of Anna Androvic and Stanslaus Androvic, her husband, for damages resulting from the shooting of said Anna Androvic near Creedmoor, Long Island, which damages are alleged to have been sustained by each of them by said shooting and to render judgment therefor" (Int. No. 413), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 119

NOES 4

Those who voted in the affirmative were:

Agnew	Cunningham	Hapeman	Miller	Smith Myron
Allen F E	DeGroot	Harawitz	Mills	Sprenger
Allen J G	Dowling	Hartman	Murphy	Stanley
Baldwin	Dressing	Hastings	Nevins	Steffens
Bass	Evans	Hoffman	Nolan	Story
Becker	Farnan	Hooker	Norton	Surpluss
Beebe	Feth	Hooper	Oliver	Thompson
Bernstein	Filley	Hubbs	O'Neill	T ompkins
Bisland	Fish	Kavanagh	Palmer S J	Volk
Bohan	Foelker	Keyes	Patton	Waddell
Boshart	Foster	Knapp	Pratt	Wade
Brady	Fowler	Krulewitch	Prentice	Wainwright
Brennan	Francis	Lansing	Quinn	Weber
Burnett	Fritz	LaFetra	Reilly	Wedemeyer
Burns	Grady	Lee A E	Rock	Wells
Burzynski	Grattan	Lee W I	Rogers	Wemple
Carrier	Gray A B	Lewis	Salomon	Whitney F G
Caughlan	Gray F J	Lupton	Santee	Whitney G H
Chamberlain	Green	Maier	Schwegler	Williams
Charles	Gregory	Maier	Scovill	Wilson
Coon	Gunderman	Matthews	Shanahan	Winters
Cowan	Hackett	McGuire	Shuttleworth	Wood
Cox	Hammond	Mead	Smith A E	Yale
Crosley	Hamn	Merritt	Smith J E	

Those who voted in the negative were:

Carnochan	Moreland	Oglesby	Palmer G M	—
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Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1149) entitled "An act to amend chapter two hundred and ninety-one of the Laws of eighteen hundred and ninety, entitled 'An act to authorize towns to raise additional money for highway purposes and to prevent snow blockade of highways by the substitution of wire for other fences along the same,' in relation to raising and expending additional money in preventing snow blockades" (Int. No. 951), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Miller	Smith J E
Allen F E	Crosley	Hamn	Mills	Smith M F
Allen J G	Cunningham	Hapeman	Moreland	Smith Myron
Apgar	DeGroot	Harte	Murphy	Sprenger
Averill	Donohue	Hartman	Nolan	Stanley
Baldwin	Dowling	Hastings	Oglesby	Steele
Bass	Draper	Hoffman	Oliver	Steffens
Becker	Eckmann	Hooker	O'Neill	Story
Beebe	Evans	Hooper	Palmer G M	Thompson
Bernstein	Farnan	Hubbs	Palmer S J	Volk
Bird	Feth	Kavanagh	Patton	Waddell
Bisland	Filley	Keyes	Phillips	Wade
Bohan	Foelker	Knapp	Pratt	Wainwright
Boshart	Foster	Lansing	Prentice	Weber
Brady	Fowler	LaFetra	Quinn	Wedemeyer
Burnett	Francis	Lee A E	Rock	Wells
Burns	Fritz	Lee W I	Rogers	Wemple
Burzynski	Gates	Lewis	Salomon	West
Carnoohan	Grattan	Long	Santee	Whitley
Carrier	Gray A B	Lupton	Schmitt	Whitney F G
Caughlan	Gray F J	Maher	Schoeneck	Williams
Chamberlain	Green	Maier	Schwegler	Wilson
Charles	Gregory	Matthews	Scovill	Winters
Colne	Gunderman	McGuire	Shanahan	Yale
Coon	Gurnett	Mead	Smith A E	Young
Cowan	Hackett	Merritt		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 805) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Rollin Abernethy against the State for damages alleged to have been sustained by him, and to render judgment therefor" (Int. No. 698), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hammond	Mills	Smith M F
Allen F E	Cox	Hamn	Moreland	Sprenger
Allen J G	Crosley	Hapeman	Murphy	Stanley
Apgar	Cunningham	Harawitz	Nevins	Steele



Averill	DeGroot	Hartman	Norton	Steffens
Baldwin	Donohue	Harvey	Oglesby	Story
Bass	Dowling	Hastings	Oliver	Surpless
Becker	Draper	Hoffman	O'Neill	Thompson
Beebe	Eagleton	Hooker	Palmer G M	Volk
Bernstein	Farnan	Hooper	Palmer S J	Waddell
Bird	Filley	Hubbs	Patton	Wade
Bisland	Fish	Kavanagh	Phillips	Wainwright
Bohan	Foelker	Keyes	Pratt	Weber
Boshart	Foster	Knapp	Prentice	Wedemeyer
Brady	Fowler	Krulewitch	Quinn	Wells
Brennan	Francis	Lansing	Rock	Wemple
Burnett	Gates	Lee A E	Rogers	West
Burzynski	Grady	Lee W I	Salomon	Whitley
Campbell	Grattan	Lewis	Sammon	Whitney F G
Carnochan	Gray A B	Lupton	Santee	Whitney G H
Carrier	Gray F J	Lynch	Schmitt	Williams
Caughlan	Green	Maher	Schoeneck	Wilson
Chamberlain	Gregory	Maier	Scovill	Winters
Charles	Gunderman	Matthews	Shuttleworth	Wood
Colne	Gurnett	McGuire	Smith A E	Yale
Coon	Hackett	Miller	Smith J E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 378) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Margaret J. Wallace against the State of New York, for damages alleged to have been sustained by her through the negligence of the fire department of the city of New York" (Int. No. 359), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 4

Those who voted in the affirmative were:

Agnew	Crosley	Hackett	Mills	Smith Myron
Allen F E	Cunningham	Hammond	Murphy	Sprenger
Allen J G	DeGroot	Hapeman	Nevins	Stanley
Apgar	Donohue	Harawitz	Nolan	Steele
Averill	Dowling	Hartman	Norton	Story
Baldwin	Draper	Hastings	Oliver	Surpless
Bass	Dressing	Hoffman	O'Neill	Thompson
Becker	Eagleton	Hooker	Palmer G M	Tompkins
Bedell	Evans	Hooper	Palmer S J	Volk

Beebe	Farnan	Hubbs	Patton	Waddell
Bernstein	Feth	Keyes	Phillips	Wade
Bird	Fille	Knapp	Pratt	Wainwright
Bohan	Foelker	Krulewitch	Prentice	Weber
Boshart	Foster	Lansing	Quinn	Wedemeyer
Brady	Fowler	LaFetra	Reilly	Wells
Brennan	Francis	Lee A E	Rock	Whitley
Burnett	Fritz	Lee W I	Salomon	Whitney F G
Burns	Gates	Lewis	Sammon	Whitney G H
Carnochan	Grady	Lupton	Santee	Williams
Carrier	Grattan	Maier	Schoeneck	Wilson
Caughlan	Gray A B	Matthews	Schwegler	Winters
Chamberlain	Gray F J	McGuire	Scovill	Wood
Colne	Green	Mead	Shanahan	Yale
Coon	Gregory	Merritt	Smith A E	Young
Cowan	Gunderman	Miller	Smith J E	

Those who voted in the negative were:

Fish	Moreland	Oglesby	Rogers
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Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 253) entitled "An act to amend the Tax Law, relative to property exempt from taxation" (Int. No. 253), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Miller	Smith Myron
Allen F E	Crosley	Hapeman	Mills	Sprenger
Allen J G	Cunningham	Harawitz	Moreland	Stanley
Apgar	DeGroot	Harte	Murphy	Steele
Averill	Donohue	Hastings	Nevins	Steffens
Baldwin	Dowling	Hoffman	Nolan	Story
Bass	Draper	Hooper	O'Neill	Surpless
Becker	Eckmann	Hubbs	Palmer G M	Thompson
Beebe	Evans	Kavanagh	Palmer S J	Tompkins
Bernstein	Farnan	Keyes	Patton	Volk
Bird	Feth	Knapp	Phillips	Waddell
Bohan	Fille	Krulewitch	Pratt	Wade
Boshart	Fish	Lansing	Prentice	Wainwright
Brady	Foelker	LaFetra	Quinn	Weber
Brennan	Foster	Lee A E	Rock	Wedemeyer
Burnett	Fowler	Lee W I	Rogers	Wells

Burns	Fritz	Lewis	Salomon	Wemple
Burzynski	Gates	Long	Santee	Whitley
Carnochan	Grattan	Lupton	Schmitt	Whitney F G
Carrier	Gray A B	Lynch	Schoeneck	Whitney G H
Caughlan	Gray F J	Maher	Schwegler	Williams
Charles	Green	Maier	Scovill	Wilson
Cohalan	Gregory	Matthews	Shanahan	Wood
Colne	Gurnett	McGuire	Shuttleworth	Yale
Coon	Hackett	Mead	Smith A E	Young
Cowan	Hammond	Merritt	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 739) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Manheim Brown, against the State, for damages alleged to have been sustained by him, and to render judgment therefor" (Int. No. 658), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126

NOES 4

Those who voted in the affirmative were:

Allen F E	Cunningham	Hamn	Miller	Smith J E
Apgar	DeGroot	Hapeman	Mills	Smith M F
Averill	Donohue	Harawitz	Murphy	Smith Myron
Bass	Dowling	Harte	Nevins	Sprenger
Becker	Draper	Hartman	Norton	Stanley
Beebe	Eagleton	Hastings	Oliver	Steele
Bernstein	Eckmann	Hoffman	O'Neill	Steffens
Bird	Evans	Hooker	Palmer G M	Story
Bisland	Farnan	Hooper	Palmer S J	Surpless
Bohan	Filley	Hubbs	Patton	Thompson
Brady	Foelker	Kavanagh	Phillips	Volk
Brennan	Foster	Keyes	Pratt	Waddell
Burnett	Fowler	Knapp	Prentice	Wade
Burns	Francis	Krulewitch	Quinn	Wainwright
Burzynski	Gates	Lansing	Reilly	Weber
Campbell	Grady	Lee A E	Rock	Wedemeyer
Carrier	Grattan	Lee W I	Salomon	Wells
Caughlan	Gray A B	Lewis	Sammon	West
Chamberlain	Gray F J	Lupton	Santee	Whitley
Charles	Green	Lynch	Schmitt	Whitney F G
Cohalan	Gregory	Maher	Schoeneck	Whitney G H
Colne	Gunderman	Matthews	Scovill	Wilson



Coon	Gurnett	McGuire	Shanahan	Winters
Cowan	Hackett	Mead	Shuttleworth	Wood
Cox	Hammond	Merritt	Smith A E	Yale
Crosley				

Those who voted in the negative were:

Fish	Moreland	Oglesby	Rogers
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Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 896) entitled "An act to amend the Highway Law, in relation to the qualified abandonment of highways" (Int. No. 760), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Mills	Smith J E
Allen F E	Crosley	Hapeman	Moreland	Smith Myron
Allen J G	Cunningham	Harawitz	Murphy	Sprenger
Apgar	DeGroot	Hartman	Nevins	Stanley
Averill	Donohue	Hastings	Nolan	Steele
Baldwin	Dowling	Hoffman	Oglesby	Steffens
Bass	Draper	Hooker	Oliver	Surpless
Becker	Dressing	Hooper	O'Neill	Thompson
Bedell	Eagleton	Hubbs	Palmer G M	Tompkins
Beebe	Feth	Kavanagh	Palmer S J	Volk
Bernstein	Filley	Keyes	Patton	Waddell
Bird	Fish	Knapp	Phillips	Wade
Bisland	Foelker	Krulewitch	Pratt	Wainwright
Bohan	Foster	Lansing	Prentice	Weber
Boshart	Fowler	LaFetra	Quinn	Wedemeyer
Brady	Francis	Lee A E	Reilly	Wells
Brennan	Fritz	Lee W I	Rock	West
Burnett	Gates	Lewis	Rogers	Whitley
Burns	Grady	Lupton	Salomon	Whitney F G
Burzynski	Grattan	Maher	Sammon	Whitney G H
Carnochan	Gray A B	Maier	Santee	Williams
Carrier	Gray F J	Matthews	Schoeneck	Wilson
Caughlan	Green	McGuire	Schwegler	Winters
Chamberlain	Gregory	Mead	Scovill	Wood
Charles	Gunderman	Merritt	Shanahan	Yale
Colne	Hackett	Miller	Smith A E	Young
Coon	Hammond			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1253) entitled "An act to amend section six of chapter seven hundred and twenty-five, of the Laws of nineteen hundred and five, entitled 'An act relating to the acquisition of property by the city of New York for a water supply, and providing for a prompt payment therefor, and for damages occasioned by the acquisition thereof; providing for use and care of reservoirs owned by said city; and providing for the construction and maintenance of highways and bridges,' relative to the maintenance and construction of highways" (Int. No. 1053), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:-

Agnew	Crosley	Hamn	Miller	Smith Myron
Allen F E	Cunningham	Hapeman	Mills	Sprenger
Allen J G	DeGroot	Harawitz	Moreland	Stanley
Apgar	Donohue	Harte	Murphy	Steele
Averill	Dowling	Hartman	Nevins	Steffens
Baldwin	Draper	Hastings	Nolan	Story
Bass	Eagleton	Hooker	Oglesby	Surpless
Becker	Eckmann	Hooper	Oliver	Thompson
Beebe	Evans	Hubbs	O'Neill	Tompkins
Bernstein	Farnan	Kavanagh	Palmer S J	Volk
Bird	Feth	Keyes	Patton	Waddell
Bisland	Foelker	Knapp	Phillips	Wade
Bohan	Foster	Krulewitch	Pratt	Wainwright
Boshart	Fowler	Lansing	Prentice	Weber
Brady	Francis	LaPetra	Quinn	Wedemeyer
Brennan	Fritz	Lee A E	Salomon	Wells
Burnett	Gates	Lee W I	Santee	Wemple
Burns	Grattan	Lewis	Schmitt	West
Burzynski	Gray A B	Long	Schoeneck	Whitney F G
Carnochan	Gray F J	Lupton	Schwegler	Whitney G H
Carrier	Green	Lynch	Scovill	Williams
Chamberlain	Gregory	Maher	Shanahan	Wilson
Charles	Gunderman	Maier	Shuttleworth	Winters
Cohalan	Gurnett	Matthews	Smith A E	Wood
Colne	Hackett	Mead	Smith J E	Yale
Coon	Hammond	Merritt	Smith M F	Young
Cox				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 717) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine an alleged claim of William Conway as administrator of the goods, chattels and credits of James Hendy, deceased, against the State of New York for damages for the death of said James Hendy, deceased" (Int. No. 636), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hackett	Miller	Smith A E
Allen F E	Cox	Hamm	Mills	Smith J E
Allen J G	Crosley	Hapeman	Moreland	Smith M F
Apgar	Cunningham	Harawitz	Murphy	Smith Myron
Averill	DeGroot	Harte	Nevins	Sprenger
Baldwin	Donohue	Hartman	Norton	Stanley
Bass	Dowling	Harvey	Oglesby	Steele
Becker	Draper	Hastings	Palmer G M	Steffens
Beebe	Eagleton	Hoffman	Palmer S J	Story
Bernstein	Eckmann	Hooker	Patton	Surpless
Bird	Evans	Kavanagh	Phillips	Volk
Bisland	Farnan	Keyes	Pratt	Wade
Bohan	Filley	Knapp	Prentice	Wainwright
Boshart	Fish	Krulewitch	Quinn	Weber
Brennan	Foelker	Lansing	Reilly	Wedemeyer
Burns	Foster	LaFetra	Rock	Wells
Burzynski	Fowler	Lee A E	Rogers	Wemple
Campbell	Francis	Lewis	Salomon	West
Carnochan	Gates	Lupton	Sammon	Whitley
Carrier	Grady	Lynch	Santee	Whitney F G
Caughlan	Grattan	Maher	Schmitt	Whitney G H
Chamberlain	Gray A B	Maier	Schoeneck	Wilson
Charles	Gray F J	McGuire	Scovill	Winters
Cohalan	Green	Mead	Shanahan	Wood
Colne	Gunderman	Merritt	Shuttleworth	Yale
Coon	Gurnett			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.



The bill (No. 1293) entitled "An act to amend the Forest, Fish and Game Law, relative to taking fish with setlines, tip-ups, or by spearing, in Young's lake and Weaver's lake in the town of Warren, Herkimer county" (Int. No. 1068), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hammond	Nevins	Sprenger
Allen F E	Crosley	Hamn	Norton	Stanley
Allen J G	Cunningham	Hapeman	Oliver	Steele
Apgar	Donohue	Hartman	O'Neill	Steffens
Averill	Dowling	Hoffman	Palmer G M	Story
Baldwin	Draper	Hooker	Palmer S J	Surpless
Bass	Dressing	Hooper	Patton	Thompson
Becker	Eagleton	Hubbs	Phillips	Tompkins
Bedell	Evans	Kavanagh	Pratt	Volk
Bernstein	Farnan	Keyes	Prentice	Wade
Bird	Feth	Knapp	Quinn	Wainwright
Bisland	Filley	Krulewitch	Reilly	Weber
Bohan	Fish	Lansing	Rock	Wedemeyer
Boshart	Foelker	LaFetra	Rogers	Wells
Brady	Foster	Lee A E	Salomon	Wemple
Brennan	Fowler	Lee W I	Sammon	West
Burnett	Francis	Lewis	Santee	Whitley
Burns	Fritz	Lupton	Schoeneck	Whitney F G
Burzynski	Gates	Maher	Schwegler	Whitney G H
Carnochan	Grady	Maier	Scovill	Williams
Caughlan	Grattan	Matthews	Shanahan	Winters
Chamberlain	Gray A B	McGuire	Shuttleworth	Wood
Charles	Gregory	Mead	Smith A E	Yale
Colne	Gunderman	Moreland	Smith J E	Young
Coon	Hackett	Murphy	Smith Myron	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 514) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Matthew Edgar, William John Edgar, James H. Akin and Thomas Parker against the State of New York for damages

arising out of the erection and maintenance of the sewage disposal plant of the Western House of Refuge for Women at Albion, New York" (Int. No. 484), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Moreland	Sprenger
Allen F E	Crosley	Harawitz	Murphy	Stanley
Allen J G	Cunningham	Harte	Nevins	Steele
Apgar	DeGroot	Hartman	Norton	Steffens
Averill	Donohue	Hastings	Oglesby	Surpless
Baldwin	Dowling	Hoffman	Oliver	Thompson
Bass	Draper	Hooker	O'Neill	Tompkins
Becker	Eckmann	Hooper	Palmer G M	Volk
Beebe	Evans	Kavanagh	Palmer S J	Waddell
Bernstein	Farnan	Keyes	Patton	Wade
Bisland	Feth	Kuapp	Phillips	Wainwright
Bohan	Filley	Krulewitch	Pratt	Weber
Boshart	Fish	Lansing	Prentice	Wedemeyer
Brady	Foster	LaFetra	Quinn	Wells
Brennan	Fowler	Lee A E	Rock	Wemple
Burnett	Francis	Lee W I	Rogers	West
Burns	Fritz	Lewis	Salomon	Whitley
Burzynski	Gates	Long	Santee	Whitney F G
Carnochan	Grattan	Lupton	Schmitt	Whitney G H
Carrier	Gray A B	Maier	Schwegler	Williams
Caughlan	Gray F J	Matthews	Scovill	Wilson
Chamberlain	Gregory	McGuire	Shanahan	Winters
Cohalan	Gunderman	Mead	Shuttleworth	Wood
Colne	Gurnett	Merritt	Smith J E	Yale
Coon	Hackett	Miller	Smith M F	Young
Cowan	Hammond	Mills	Smith Myron	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 631) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the C. E. Dibble Company of Schenectady, New York, against the State growing out of the contract between the State of New York and Jay Cady Wemple and George W. Eycleshymer,

composing the Schenectady Engineering and Construction Company for the erection of the buildings known as "the State Rochester Industrial School" (Int. No. 581), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Allen F E	Cox	Hamn	Mead	Smith A E
Allen J G	Crosley	Hapeman	Merritt	Smith J E
Apgar	Cunningham	Harawitz	Miller	Smith M F
Averill	DeGroot	Harte	Mills	Smith Myron
Bass	Donohue	Hartman	Nevins	Sprenger
Becker.	Dowling	Harvey	Norton	Stanley
Beebe	Draper	Hastings	Oglesby	Steele
Bernstein	Eagleton	Hoffman	Oliver	Steffens
Bird	Eckmann	Hooker	O'Neill	Story
Bisland	Farnan	Hooper	Palmer G M	Surpluss
Bohan	Filley	Hubbs	Patton	Thompson
Boshart	Fish	Kavanagh	Phillips	Volk
Brady	Foelker	Keyes	Pratt	Wade
Brennan	Foster	Knapp	Prentice	Wainwright
Burnett	Fowler	Krulewitch	Quinn	Weber
Burns	Francis	Lansing	Reilly	Wedemeyer
Burzynski	Gates	LaFetra	Rock	Wells
Campbell	Grady	Lee A E	Rogers	Wemple
Carnochan	Gray A B	Lee W I	Salomon	West
Carrier	Gray F J	Lewis	Sammon	Whitley
Caughlan	Green	Lupton	Santee	Whitney F G
Chamberlain	Gregory	Lynch	Schmitt	Williams
Charles	Gunderman	Maher	Schoeneck	Wilson
Cohalan	Gurnett	Maier	Scovill	Wood
Colne	Hackett	Matthews	Shanahan	Yale
Coon	Hammond	McGuire	Shuttleworth	Young
Cowan				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1298) entitled "An act to amend the Town Law, in relation to town fire companies" (Int. No. 1073), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.



Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hackett	Miller	Sprenger
Allen F E	Cox	Hammond	Mills	Stanley
Allen J G	Crosley	Hamn	Moreland	Steele
Apgar	Cunningham	Hapeman	Murphy	Steffens
Averill	Donohue	Harawitz	Nevins	Story
Baldwin	Dowling	Hartman	Nolan	Surpluss
Bass	Draper	Hastings	Norton	Thompson
Becker	Dressing	Hoffman	Oglesby	Tompkins
Bedell	Eagleton	Hooker	Oliver	Volk
Beebe	Evans	Hooper	Palmer G M	Waddell
Bernstein	Farnan	Hubbs	Palmer S J	Wade
Bird	Feth	Kavanagh	Phillips	Wainwright
Bisland	Filley	Keyes	Prentice	Weber
Bohan	Fish	Knapp	Quinn	Wedemeyer
Boshart	Foelker	Krulewitch	Reilly	Wells
Brady	Foster	Lansing	Rogers	Wemple
Burnett	Fowler	DaFetra	Santee	West
Burns	Francis	Lee A E	Schoeneck	Whitley
Burzynski	Gates	Lupton	Schwegler	Whitney F G
Carnochan	Grady	Maher	Scovill	Whitney G H
Carrier	Grattan	Maier	Shanahan	Williams
Caughlan	Gray F J	Matthews	Shuttleworth	Wilson
Chamberlain	Green	McGuire	Smith A E	Winters
Charles	Gregory	Mead	Smith J E	Wood
Colne	Gunderman	Merritt	Smith Myron	Young
Coon				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1011) entitled "An act to legalize the proceedings of a meeting of the voters of union free school district number six, town of Cortlandt, county of Westchester, and to authorize the board of education of said district to issue bonds to the amount of eighteen thousand dollars" (Int. No. 846), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Mills	Smith M F
Allen F E	Crosley	Hapeman	Moreland	Smith Myron
Allen J G	DeGroot	Harawitz	Murphy	Sprenger
Averill	Donohue	Harte	Nevins	Stanley
Bass	Dowling	Hartman	Oglesby	Steele
Becker	Draper	Hastings	Oliver	Steffens
Beebe	Eagleton	Hooker	O'Neill	Story
Bernstein	Eckmann	Hubbs	Palmer G M	Surpless
Bird	Evans	Kavanagh	Palmer S J	Thompson
Bisland	Farnan	Keyes	Patton	Volk
Bohan	Feth	Knapp	Phillips	Waddell
Boshart	Filley	Krulewitch	Pratt	Wade
Brady	Fish	Lansing	Prentice	Wainwright
Brennan	Foelker	LaFetra	Quinn	Weber
Burnett	Foster	Lee A E	Rock	Wedemeyer
Burns	Fowler	Lee W I	Rogers	Wells
Burzynski	Francis	Lewis	Salomon	Wemple
Carnochan	Fritz	Long	Santee	West
Carrier	Gates	Lupton	Schmitt	Whitley
Caughlan	Grattan	Lynch	Schoeneck	Whitney G H
Chamberlain	Gray A B	Maher	Schwegler	Williams
Charles	Green	Maier	Scovill	Wilson
Cohalan	Gregory	Matthews	Shanahan	Winters
Colne	Gunderman	McGuire	Shuttleworth	Yale
Coon	Hackett	Mead	Smith J E	Young
Cowan	Hammond	Miller		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1021) entitled "An act to abolish the offices of auditing superintendents of the poor in Rensselaer county, to confer their powers and duties on the acting superintendent, and to authorize the employment of additional clerks in his office" (Int. No. 855), having been announced for a third reading,

Mr. Nolan moved to recommit said bill to the committee on internal affairs for a hearing.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

The bill (No. 1196) entitled "An act to make the office of county clerk of Wyoming county a salaried office, and regulating the management of said office" (Int. No. 990), was read the third time, having been printed and upon the desks of the members

in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Agnew	Coon	Hammond	Merritt	Smith J E
Allen F E	Cowan	Hamn	Miller	Smith M F
Allen J G	Cox	Hapeman	Mills	Smith Myron
Apgar	Crosley	Harawitz	Moreland	Sprenger
Averill	Cunningham	Harte	Murphy	Stanley
Baldwin	DeGroot	Hartman	Nevins	Steele
Bass	Donohue	Harvey	Norton	Story
Becker	Draper	Hoffman	Oliver	Surplless
Beebe	Eagleton	Hooker	O'Neill	Thompson
Bernstein	Eckmann	Hooper	Palmer G M	Volk
Bird	Evans	Hubbs	Palmer S J	Waddell
Bisland	Farnan	Kavanagh	Patton	Wade
Bohan	Filley	Keyes	Phillips	Wainwright
Boshart	Fish	Knapp	Pratt	Weber
Brady	Foelker	Krulewitch	Prentice	Wedemeyer
Burnett	Foster	Lansing	Quinn	Wells
Burns	Francis	Lee A E	Reilly	Wemple
Burzynski	Gates	Lee W I	Rock	West
Campbell	Grady	Lewis	Rogers	Whitley
Carnochan	Grattan	Lupton	Sammon	Whitney F G
Carrier	Gray A B	Lynch	Santee	Whitney G H
Caughlan	Gray F J	Maher	Schmitt	Williams
Chamberlian	Green	Maier	Schoeneck	Wilson
Charles	Gregory	Matthews	Scovill	Winters
Cohalan	Gurnett	McGuire	Shanahan	Wood
Colne	Hackett	Mead	Shuttleworth	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1184) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of any officer or member of the State militia for counsel fees and expenses, and to render judgment therefor" (Int. No. 978), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the



affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Agnew	Coon	Gunderman	Mills	Smith J E
Allen F E	Cowan	Hackett	Moreland	Sprenger
Allen J G	Cox	Hamn	Murphy	Stanley
Apgar	Crosley	Hartman	Nevins	Steele
Averill	Cunningham	Hastings	Nolan	Steffens
Baldwin	DeGroot	Hoffman	Oglesby	Story
Bass	Donohue	Hooker	Oliver	Surplless
Becker	Dowling	Hooper	O'Neill	Thompson
Bedell	Eagleton	Hubbs	Palmer G M	Tompkins
Beebe	Eckmann	Kavanagh	Patton	Volk
Bernstein	Farnan	Keyes	Phillips	Wade
Bird	Feth	Knapp	Pratt	Wainwright
Bisland	Filley	Krulewitch	Prentice	Weber
Bohan	Fish	Lansing	Quinn	Wedemeyer
Boshart	Foelker	LaFetra	Reilly	Wells
Brady	Foster	Lee A E	Rock	Wemple
Brennan	Fowler	Lee W I	Rogers	West
Burnett	Francis	Lewis	Salomon	Whitley
Burns	Fritz	Lupton	Sammon	Whitney F G
Burzynski	Gates	Maher	Santee	Whitney G H
Carnochan	Grady	Maier	Schoeneck	Williams
Carrier	Grattan	Matthews	Schwegler	Wilson
Caughlan	Gray A B	McGuire	Scovill	Winters
Chamberlain	Gray F J	Mead	Shanahan	Wood
Charles	Green	Merritt	Shuttleworth	Yale
Colne	Gregory	Miller	Smith A E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 254) entitled "An act for the relief of Eugene Scherri" (Int. No. 254), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126

NOES 1

Those who voted in the affirmative were:

Agnew	Cunningham	Hapeman	Miller	Smith J E
Allen F E	DeGroot	Harawitz	Mills	Smith Myron
Apgar	Donohue	Harte	Murphy	Sprenger
Averill	Eagleton	Hartman	Nevins	Stanley

Bass	Eckmann	Hastings	Nolan	Steele
Becker	Evans	Hoffman	Oglesby	Story
Beebe	Farnan	Hooker	Oliver	Surpless
Bernstein	Feth	Hooper	O'Neill	Thompson
Bisland	Filley	Hubbs	Palmer G M	Tompkins
Bohan	Fish	Kavanagh	Palmer S J	Volk
Boshart	Foelker	Keyes	Patton	Waddell
Brennan	Foster	Knapp	Phillips	Wade
Burnett	Fowler	Krulewitch	Pratt	Wainwright
Burns	Francis	Lansing	Prentice	Weber
Burzynski	Fritz	LaFetra	Quinn	Wedemeyer
Carnochan	Gates	Lee A E	Rock	Wells
Carrier	Grattan	Lee W I	Rogers	West
Caughlan	Gray F J	Lewis	Salomon	Whitley
Chamberlain	Green	Lynch	Sammon	Whitney F G
Charles	Gregory	Maher	Santee	Williams
Cohalan	Gunderman	Maier	Schmitt	Wilson
Colne	Gurnett	Matthews	Schoeneck	Winters
Coon	Hackett	McGuire	Schwegler	Wood
Cowan	Hammond	Mead	Shanahan	Yale
Cox	Hamn	Merritt	Shuttleworth	Young
Crosley				

In the negative:

Moreland

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1123) entitled "An act to amend the Membership Corporations Law, in relation to the consolidation of cruelty corporations" (Int. No. 927), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 5

Those who voted in the affirmative were:

Agnew	Crosley	Harawitz	Merritt	Smith M F
Allen J G	Cunningham	Harte	Miller	Sprenger
Apgar	DeGroot	Hartman	Mills	Stanley
Averill	Dowling	Harvey	Moreland	Steele
Baldwin	Draper	Hastings	Murphy	Steffens
Beebe	Eagleton	Hoffman	Nevins	Story
Bernstein	Eckman	Hooker	Oglesby	Surpless
Bird	Evans	Hooper	O'Neill	Thompson
Bisland	Farnan	Hubbs	Palmer S J	Volk
Bohan	Filley	Kavanagh	Patton	Waddell
Boshart	Fish	Keyes	Phillips	Wade

Brady	Foelker	Knapp	Pratt	Weber
Bennan	Foster	Krulewitch	Quinn	Wedemeyer
Burnnett	Francis	Lansing	Reilly	Wells
Burns	Gates	LaFetra	Rock	Wemple
Burzynski	Grady	Lee A E	Rogers	West
Campbell	Grattan	Lee W I	Salomon	Whitley
Carnochan	Gray A B	Lewis	Sammon	Whitney F G
Carrier	Gray F J	Lupton	Santee	Whitney G H
Caughlan	Gregory	Lynch	Schoeneck	Williams
Chamberlain	Gunderman	Maher	Scovill	Wilson
Cohalan	Gurnett	Maier	Shanahan	Winters
Colne	Hackett	Matthews	Shuttleworth	Wood
Coon	Hamm	McGuire	Smith A E	Yale
Cox	Hapeman	Mead	Smith J E	Young

Those who voted in the negative were:

Cowan	Oliver	Palmer G M	Prentice	Wainwright
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Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1233) entitled "An act to amend the Labor Law, in relation to cash payment of wages" (Int. No. 1016), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126

NOES 3

Those who voted in the affirmative were:

Agnew	Crosley	Hapeman	Moreland	Stanley
Allen F E	DeGroot	Harawitz	Murphy	Steele
Allen J G	Donohue	Hartman	Nevins	Steffens
Apgar	Dowling	Hastings	Nolan	Story
Averill	Draper	Hoffman	Norton	Surpless
Baldwin	Dressing	Hooker	Oliver	Thompson
Becker	Eagleton	Hooper	O'Neill	Tompkins
Bedell	Evans	Hubbs	Palmer G M	Volk
Beebe	Farnan	Kavanagh	Palmer S J	Waddell
Bird	Feth	Keyes	Patton	Wade
Bisland	Fish	Knapp	Phillips	Wainwright
Bohan	Foelker	Krulewitch	Quinn	Weber
Boshart	Foster	Lansing	Rock	Wedemeyer
Brady	Fowler	Lee A E	Rogers	Wells
Brennan	Francis	Lee W I	Salomon	Wemple
Burnett	Fritz	Lewis	Sammon	West
Burns	Gates	Lupton	Santee	Whitley
Burzynski	Grady	Maher	Schoeneck	Whitney F G
Carnochan	Grattan	Maier	Schwegler	Whitney G H



Carrier	Gray A B	Matthews	Scovill	Williams
Caughlan	Gray F J	McGuire	Shanahan	Wilson
Chamberlain	Green	Mead	Shuttleworth	Winters
Charles	Gunderman	Merritt	Smith J E	Wood
Colne	Hackett	Miller	Smith Myron	Yale
Coon	Hammond	Mills	Sprenger	Young
Cox				

Those who voted in the negative were:

Cowan	LaFetra	Oglesby
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Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1335) entitled "An act to amend chapter sixty-two of the Laws of eighteen hundred and eighty, entitled 'An act in relation to the office of commissioner of highways of the town of Stony Point, Rockland county,' in relation to compensation of the commissioner of highways" (Int. No. 1081), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 127

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hamn	Mills	Smith J E
Allen F E	Cunningham	Hapeman	Moreland	Smith M F
Allen J G	DeGroot	Harawitz	Murphy	Smith Myron
Averill	Donohue	Harte	Nevins	Steffens
Baldwin	Dowling	Hartman	Nolan	Story
Bass	Draper	Hastings	Oglesby	Surpless
Becker	Eagleton	Hoffman	O'Neill	Tompson
Beebe	Eckmann	Hooker	Palmer G M	Tompkins
Bird	Evans	Hubbs	Palmer S J	Volk
Bisland	Farnan	Kavanagh	Patton	Waddell
Bohan	Feth	Keyes	Phillips	Wade
Boshart	Filley	Knapp	Pratt	Wainwright
Brady	Foelker	Krulewitch	Prentice	Weber
Brennan	Foster	Lansing	Quinn	Wedemeyer
Burnett	Fowler	LaFetra	Rock	Wells
Burns	Francis	Lee W I	Rogers	Wemple
Burzynski	Gates	Lewis	Salomon	West
Carnochan	Grattan	Long	Santee	Whitley
Carrier	Gray A B	Lupton	Schmitt	Whitney F G
Caughlan	Gray F J	Lynch	Schoeneck	Whitney G H
Chamberlain	Green	Maher	Schwegler	Williams

Charles	Gregory	Maier	Scovill	Wilson
Cohalan	Gunderman	Matthews	Shanahan	Winters
Colne	Gurnett	McGuire	Shuttleworth	Yale
Coon	Hackett	Miller	Smith A E	Young
Cox	Hammond			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 389) entitled "An act conferring jurisdiction upon the Court of Claims to hear, audit and determine the claim of George W. Roth against the State of New York and to make an appropriation therefor" (Int. No. 370), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 1

Those who voted in the affirmative were:

Allen J G	Cunningham	Hartman	Nevins	Smith Myron
Apgar	DeGroot	Hastings	Nolan	Sprenger
Averill	Donohue	Hoffman	Oglesby	Stanley
Baldwin	Dowling	Hooper	Oliver	Steele
Bass	Draper	Hubbs	O'Neill	Steffens
Becker	Eckmann	Kavanagh	Palmer G M	Story
Bernstein	Evans	Keyes	Palmer S J	Thompson
Bird	Farnan	Knapp	Patton	Tompkins
Bisland	Feth	Krulewitch	Phillips	Volk
Bohan	Fish	Lansing	Pratt	Waddell
Boshart	Foster	LaPetra	Prentice	Wade
Brady	Fowler	Lee A E	Quinn	Wainwright
Brennan	Francis	Lewis	Rock	Weber
Burns	Fritz	Long	Rogers	Wells
Burzynski	Grattan	Lupton	Salomon	Wemple
Carnochan	Gray A B	Lynch	Santee	West
Carrier	Gray F J	Maher	Schmitt	Whitley
Caughlan	Gregory	Maier	Schoeneck	Whitney F G
Chamberlain	Gunderman	Matthews	Schwegler	Whitney G H
Cohalan	Gurnett	McGuire	Scovill	Williams
Colne	Hackett	Mead	Shanahan	Winters
Coon	Hammond	Merritt	Shuttleworth	Wood
Cowan	Hamn	Miller	Smith A E	Yale
Cox	Harawitz	Mills	Smith J E	Young
Crosley	Harte	Murphy	Smith M F	

In the negative:

Moreland

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 510) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Michael O'Keefe against the State of New York, for damages alleged to have been sustained while in the employ of the State" (Int. No. 480), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 118

NOES 3

Those who voted in the affirmative were:

Agnew	Crosley	Harawitz	Nevins	Smith M F
Allen F E	Cunningham	Harte	Norton	Smith Myron
Allen J G	DeGroot	Harvey	Oglesby	Sprenger
Apgar	Donohue	Hastings	Oliver	Stanley
Averill	Dowling	Hoffman	O'Neill	Steele
Baldwin	Draper	Hooker	Palmer G M	Steffens
Becker	Eckmann	Hooper	Patton	Story
Beebe	Filley	Hubbs	Phillips	Surpless
Bernstein	Fish	Kavanagh	Pratt	Thompson
Bohan	Foelker	Keyes	Prentice	Volk
Boshart	Foster	Knapp	Quinn	Wade
Brady	Fowler	Krulewitch	Reilly	Wainwright
Brennan	Francis	LaFetra	Rock	Weber
Burnett	Gates	Lee W I	Salomon	Wedemeyer
Burns	Grady	Lewis	Sammon	Wells
Burzynski	Grattan	Maher	Santee	Wemple
Campbell	Gray F J	Maier	Schmitt	West
Carnochan	Green	Matthews	Schoeneck	Whitney F G
Carrier	Gregory	McGuire	Scovill	Whitney G H
Caughlan	Gunderman	Mead	Shanahan	Winters
Chamberlain	Gurnett	Merritt	Shuttleworth	Wood
Charles	Hackett	Miller	Smith A E	Yale
Cohalan	Hammond	Mills	Smith J E	Young
Cox	Hapeman	Murphy		

Those who voted in the negative were:

Moreland Palmer S J Rogers

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 181) entitled "An act for the relief of persons, firms and corporations who rendered services and furnished labor



or material which was used in constructing the State armory in the late village now city of Tonawanda, Erie county, New York" (Int. No. 181), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hackett	Merritt	Shuttleworth
Allen F E	Crosley	Hammond	Mills	Smith A E
Allen J G	Cunningham	Hamn	Moreland	Smith Myron
Apgar	DeGroot	Hapeman	Murphy	Sprenger
Averill	Donohue	Harawitz	Nevins	Steele
Baldwin	Dowling	Hartman	Nolan	Steffens
Bass	Dressing	Hastings	Norton	Story
Becker	Eagleton	Hoffman	Oglesby	Surpless
Bedell	Evans	Hooker	Oliver	Thompson
Beebe	Farnan	Hooper	O'Neill	Tompkins
Bernstein	Feth	Hubbs	Palmer G M	Waddell
Bird	Filley	Kavanagh	Palmer S J	Wade
Bisland	Fish	Keyes	Patton	Wainwright
Bohan	Foelker	Knapp	Phillips	Weber
Boshart	Foster	Krulewitch	Pratt	Wedemeyer
Brady	Fowler	Lansing	Prentice	Wells
Brennan	Francis	LaFetra	Quinn	West
Burnett	Fritz	Lee A E	Reilly	Whitley
Burns	Gates	Lee W I	Rack	Whitney F G
Burzynski	Grady	Lewis	Rogers	Whitney G H
Carnochan	Grattan	Lupton	Salomon	Williams
Carrier	Gray A B	Maher	Sammon	Wilson
Caughlan	Gray F J	Maier	Santee	Winters
Chamberlain	Green	Matthews	Schoeneck	Wood
Coon	Gregory	McGuire	Scovill	Yale
Cowan	Gunderman	Mead	Shanahan	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 671) entitled "An act to authorize the board of trustees of school district number two, town of North Hempstead, county of Nassau, to retire certain bonds of said district and to issue other bonds in lieu thereof" (Int. No. 610), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hammond	Miller	Sprenger
Allen F E	Cox	Hamn	Mills	Stanley
Allen J G	Crosley	Hapeman	Moreland	Steele
Apgar	Cunningham	Harawitz	Murphy	Steffens
Averill	DeGroot	Harte	Nevins	Story
Baldwin	Dowling	Hartman	Oglesby	Surpless
Bass	Draper	Hastings	Oliver	Thompson
Becker	Eagleton	Hoffman	O'Neill	Tompkins
Beebe	Eckmann	Hooker	Palmer G M	Volk
Bernstein	Evans	Hooper	Patton	Waddell
Bird	Farnan	Hubbs	Phillips	Wade
Bisland	Feth	Kavanagh	Quinn	Wainwright
Bohan	Filley	Keyes	Rock	Weber
Boshart	Fish	Knapp	Rogers	Wedemeyer
Brady	Foelker	Krulewitch	Salomon	Wells
Brennan	Foster	Lee A E	Santee	Wemple
Burnett	Fowler	Lee W I	Schmitt	West
Burns	Francis	Lewis	Schoeneck	Whitley
Burzynski	Fritz	Long	Schwegler	Whitney F G
Carnochan	Grattan	Lupton	Scovill	Whitney G H
Carrier	Gray A B	Lynch	Shanahan	Williams
Caughlan	Gray F J	Maher	Shuttleworth	Wilson
Chamberlain	Gregory	Maier	Smith A E	Winters
Charles	Gunderman	Matthews	Smith J E	Wood
Cohalan	Gurnett	McGuire	Smith M F	Yale
Colne	Hackett	Merritt	Smith Myron	Young
Coon				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 743) entitled, "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Lizzie B. Cusick against the State of New York for military services performed by Cornelius C. Cusick" (Int. No. 662), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 1

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Miller	Smith A E
Allen F E	Crosley	Hamn	Mills	Smith J E
Allen J G	Cunningham	Hapeman	Murphy	Smith Myron
Appar	DeGroot	Harawitz	Nevins	Sprenger
Baldwin	Donohue	Harte	Norton	Stanley
Becker	Dowling	Hartman	Oglesby	Steele
Beebe	Draper	Hastings	Oliver	Steffens
Bernstein	Eagleton	Hoffman	O'Neill	Story
Bird	Eckmann	Hooker	Palmer G M	Thompson
Bisland	Evans	Hooper	Palmer S J	Volk
Bohan	Farnan	Kavanagh	Patton	Waddell
Boshart	Filley	Keyes	Phillips	Wade
Brady	Fish	Knapp	Pratt	Wainwright
Brennan	Foelker	Krulewitch	Prentice	Weber
Burnett	Foster	Lansing	Quinn	Wells
Burns	Fowler	LaFetra	Reilly	Wemple
Burzynski	Francis	Lee A E	Rock	West
Campbell	Gates	Lee W I	Rogers	Whitley
Carnochan	Grady	Lupton	Salomon	Whitney F G
Carrier	Grattan	Lynch	Sammon	Whitney G H
Caughlan	Gray A B	Maher	Santee	Williams
Chamberlian	Gray F J	Maier	Schmitt	Wilson
Charles	Green	Matthews	Schoeneck	Winters
Cohalan	Gregory	McGuire	Scovill	Wood
Colne	Gunderman	Mead	Shanahan	Yale
Coon	Hackett	Merritt	Shuttleworth	Young
Cowan				

In the negative:

Moreland

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1215) entitled "An act to authorize the towns of Bethel, Thompson, Fallsburgh, Neversink, and Mamakating, in Sullivan county, to acquire by purchase or condemnation, the rights, franchises and property of any individual or corporation lawfully entitled to exact a toll or charge for walking, riding or driving over any plankroad or turnpike within said towns, and to provide means for the payment of the same" (Int. No. 997), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



AYES 133

NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hammond	Moreland	Smith J E
Allen F E	DeGroot	Hamn	Murphy	Smith Myron
Allen J G	Donohue	Hapeman	Nevins	Sprenger
Averill	Dowling	Harawitz	Nolan	Stanley
Baldwin	Draper	Hartman	Oglesby	Steele
Bass	Dressing	Hastings	Oliver	Steffens
Becker	Eagleton	Hoffman	O'Neill	Surplless
Bedell	Eckmann	Hooker	Palmer G M	Thompson
Beebe	Evans	Hooper	Palmer S J	Tompkins
Bernstein	Farnan	Hubbs	Patton	Volk
Bird	Feth	Kavanagh	Phillips	Waddell
Bisland	Filley	Keyes	Pratt	Wade
Bohan	Fish	Knapp	Prentice	Wainwright
Boshart	Foelker	Krulewitch	Quinn	Wedemeyer
Brady	Foster	Lansing	Reilly	Wells
Brennan	Fowler	LaFetra	Rock	Wemple
Burzynski	Francis	Lee A E	Rogers	West
Carnochan	Fritz	Lee W I	Salomon	Whitley
Carrier	Gates	Lewis	Sammon	Whitney F G
Caughlan	Grady	Lupton	Santee	Whitney G H
Chamberlain	Grattan	Maher	Schoeneck	Williams
Charles	Gray A B	Maier	Schwegler	Wilson
Colne	Gray F J	Matthews	Scovill	Winters
Coon	Green	Mead	Shanahan	Wood
Cowan	Gregory	Merritt	Shuttleworth	Yale
Cox	Gunderman	Miller	Smith A E	Young
Crosley	Hackett	Mills		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Hooper offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the Senate bill (No. 535, Rec. No. 162) entitled "An act to authorize the comptroller to hear and determine the application of Charles L. Weeks for cancellation of the tax sale made by the Comptroller in the year nineteen hundred of subdivision number four of lot number four of Rogers (Platt) and Company's road patent, Essex county."

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

Said bill having been announced,

On motion of Mr. Hooper, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Hooper, said bill was referred to the committee on revision to compare with the Assembly bill No. 1005,

Int. No. 840, same title and subject, now on the order of third reading, and report if the same are identical, and if found identical that said Senate bill be substituted for said Assembly bill.

The bill (No. 1005) entitled "An act to authorize the Comptroller to hear and determine the application of Charles L. Weeks for cancellation of the tax sale made by the Comptroller in the year nineteen hundred of subdivision number four of lot number four of Rogers (Platt) and Company's road patent, Essex county" (Int. No. 840), having been announced for a third reading,

On motion of Mr. Hooper, said bill was recommitted to the committee on revision retaining its place on the order of third reading.

The bill (No. 1122) entitled "An act to consolidate the consolidated corporation now existing under the name of the Mohawk and Hudson River Humane Society with the corporations known as the Saratoga County Society for the Prevention of Cruelty to Animals and the Columbia County Society for the Prevention of Cruelty to Animals, and to define the powers and duties of the corporation as so consolidated" (Int. No. 926), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126

NOES 4

Those who voted in the affirmative were:

Allen F E	Cunningham	Hamn	Merritt	Smith Myron
Allen J G	DeGroot	Hapeman	Miller	Sprenger
Apgar	Donohue	Harawitz	Mills	Stanley
Averill	Draper	Harte	Moreland	Steele
Baldwin	Eagleton	Hartman	Murphy	Steffens
Bass	Eckmann	Hastings	Nevins	Story
Becker	Evans	Hoffman	Nolan	Surpless
Bernstein	Farnan	Hooker	Oglesby	Thompson
Bird	Feth	Hooper	O'Neill	Tompkins
Bisland	Filley	Hubbs	Palmer S J	Volk
Boshart	Fish	Kavanagh	Patton	Waddell

Brady	Foelker	Keyes	Phillips	Wade
Brennan	Foster	Knapp	Pratt	Wainwright
Burnett	Fowler	Krulewitch	Prentice	Weber
Burns	Francis	Lansing	Quinn	Wedemeyer
Burzynski	Fritz	Lee A E	Rock	Wemple
Carnochan	Gates	Lee W I	Rogers	West
Carrier	Grattan	Lewis	Santee	Whitley
Caughlan	Gray A B	Long	Schoeneck	Whitney F G
Chamberlian	Gray F J	Lupton	Schwegler	Whitney G H
Charles	Green	Lynch	Scovill	Williams
Cohalan	Gregory	Maher	Shuttleworth	Wilson
Colne	Gurnett	Maier	Smith A E	Wood
Coon	Hackett	McGuire	Smith J E	Yale
Cox	Hammond	Mead	Smith M F	Young
Crosley				

Those who voted in the negative were:

Agnew            LaFetra            Palmer G M    Shanahan

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1386) entitled "An act to amend section eight hundred and fifty-four of the Greater New York charter, appropriating territory for the accommodation and use of canal boats" (Int. No. 288), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hamu	Miller	Smith Myron
Allen F E	DeGroot	Hapeman	Mills	Stanley
Allen J G	Donohue	Harawitz	Moreland	Steele
Apgar	Dowling	Harte	Murphy	Steffens
Averill	Draper	Hartman	Nevins	Story
Baldwin	Eagleton	Hastings	Nolan	Surpluss
Becker	Eckmann	Hoffman	Oglesby	Thompson
Beebe	Evans	Hooker	Oliver	Tompkins
Bernstein	Farnan	Hooper	Palmer G M	Volk
Bird	Feth	Kavanagh	Palmer S J	Waddell
Bisland	Filley	Keyes	Patton	Wade
Bohan	Fish	Knapp	Phillips	Wainwright
Boshart	Foelker	Krulewitch	Pratt	Weber
Brady	Foster	Lansing	Prentice	Wedemeyer
Brennan	Fowler	LaFetra	Rock	Wells
Burnett	Francis	Lee A E	Rogers	Wemple



Burzynski	Fritz	Lee W I	Salomon	West
Carnochan	Gates	Lewis	Santee	Whitley
Carrier	Grattan	Long	Schmitt	Whitney F G
Caughlan	Gray A B	Lupton	Schwegler	Whitney G H
Chamberlain	Gray F J	Lynch	Scovill	Williams
Charles	Green	Maher	Shanahan	Wilson
Colne	Gregory	Matthews	Shuttleworth	Winters
Coon	Gunderman	McGuire	Smith A E	Wood
Cowan	Gurnett	Mead	Smith J E	Yale
Cox	Hammond	Merritt	Smith M F	Young
Crosley				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1389) entitled "An act to authorize the board of estimate and apportionment of the city of New York, to change the location of the railroad tracks of the Coney Island and Brooklyn Railroad Company in Coney Island avenue, borough of Brooklyn, from the side of the street to the center thereof" (Int. No. 62), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Miller	Smith M F
Allen F E	Crosley	Hamn	Mills	Smith Myron
Allen J G	Cunningham	Hapeman	Moreland	Sprenger
Apgar	DeGroot	Harawitz	Murphy	Stanley
Averill	Donohue	Harte	Nevins	Steffens
Baldwin	Dowling	Hastings	Norton	Story
Bass	Draper	Hoffman	Oglesby	Surpless
Becker	Eagleton	Hooker	Oliver	Thompson
Beebe	Eckmann	Hooper	O'Neill	Volk
Bernstein	Evans	Hubbs	Palmer G M	Waddell
Bird	Farnan	Kavanagh	Palmer S J	Wade
Bisland	Filley	Keyes	Phillips	Wainwright
Bohan	Fish	Knapp	Pratt	Weber
Boshart	Foelker	Krulewitch	Prentice	Wedemeyer
Burnett	Foster	Lansing	Quinn	Wells
Burns	Fowler	LaFetra	Reilly	Wemple
Burzynski	Francis	Lee W I	Rock	West
Campbell	Gates	Lewis	Rogers	Whitley
Carnochan	Grady	Lupton	Salomon	Whitney F G
Carrier	Grattan	Lynch	Sammon	Whitney G H

Caughlan	Gray A B	Maher	Santee	Williams
Chamberlain	Gray F J	Maier	Schoeneck	Wilson
Charles	Green	Matthews	Scovill	Winters
Cohalan	Gregory	McGuire	Shanahan	Wood
Colne	Gunderman	Mead	Shuttleworth	Yale
Coon	Gurnett	Merritt	Smith A E	Young
Cowan	Hackett			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1361) entitled "An act to amend chapter five hundred and sixty-two of the Laws of nineteen hundred and five, entitled 'An act to provide for the taxation for school purposes of the lands owned by the State and situate within the boundaries of union free school district number two of the town of Wawarsing, Ulster county,' relative to the assessment and payment of taxes" (Int. No. 748), having been announced for a third reading,

On motion of Mr. Stanley, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 1362) entitled "An act to amend the Penal Code, relating to sentences to imprisonment in the New York State Reformatory at Elmira" (Int. No. 430), having been announced for a third reading,

On motion of Mr. Stanley, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 1388) entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-eight, entitled 'An act for the government of cities of the second class,' relative to official papers" (Int. No. 837), having been announced for a third reading,

Mr. Mead moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

On page 2, line 3, strike out the underscoring under the word "two"; also enclose word "daily" in brackets.

Page 2, strike out all after the word "city" down to and including line 9, and insert in place thereof the following:

"The common council may, by a two-thirds vote of all its members, determine to designate but one official paper, in which case it shall designate a daily newspaper, and the paper receiving the highest number of votes shall be the official paper for two years and until a successor is designated. Unless the common council shall so determine to designate but one official paper it shall designate two official papers, of opposite political faith, and of which at least one shall be a daily newspaper and".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Burnett, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1360) entitled "An act to amend chapter seven hundred and twenty-four of the Laws of nineteen hundred and five, entitled 'An act to provide for an additional supply of pure and wholesome water for the city of New York; and for the acquisition of lands or interests therein and for the construction of the necessary reservoirs, dams, aqueducts, filters and other appurtenances for that purpose; and for the appointment of a commission with the powers and duties necessary and proper to attain these objects' in regard to an additional supply of pure and wholesome water for the city of New York" (Int. No. 145), having been announced for a third reading.

On motion of Mr. Prentice, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 1387) entitled "An act to provide for the administration of the New York State College of Agriculture at Cornell University" (Int. No. 767), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



AYES 133

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Gunderman	Moreland	Smith A E
Allen F E	Cox	Hackett	Murphy	Smith J E
Allen J G	Crosley	Hammond	Nevins	Sprenger
Apgar	Cunningham	Hamn	Nolan	Stanley
Averill	DeGroot	Hapeman	Norton	Steele
Baldwin	Donohue	Harawitz	Oglesby	Steffens
Bass	Dowling	Hartman	Oliver	Story
Becker	Draper	Hastings	O'Neill	Surpless
Bedell	Dressing	Hoffman	Palmer G M	Thompson
Beebe	Eagleton	Hooker	Palmer S J	Tompkins
Bernstein	Evans	Hooper	Patton	Volk
Bird	Farnan	Hubbs	Phillips	Wainwright
Bisland	Feth	Keyes	Pratt	Weber
Bohan	Filley	Knapp	Prentice	Wedemeyer
Boshart	Fish	Krulewitch	Quinn	Wells
Brady	Foelker	Lansing	Reilly	Wemple
Brennan	Foster	LaFetra	Rock	West
Burnett	Fowler	Lee A E	Rogers	Whitley
Burns	Francis	Lee W I	Salomon	Whitney F G
Burzynski	Fritz	Lewis	Sammon	Whitney G H
Carnochan	Gates	Lupton	Santee	Williams
Carrier	Grady	Maher	Schoeneck	Wilson
Caughlan	Grattan	McGuire	Schwegler	Winters
Chamberlain	Gray A B	Mead	Scovill	Wood
Charles	Gray F J	Merritt	Shanahan	Yale
Colne	Green	Miller	Shuttleworth	Young
Coon	Gregory	Mills		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 40) entitled "An act making an appropriation to the Forest, Fish and Game Commission for the payment of the salary and expenses of the special assistant oyster protector for the fiscal year ending on the first day of October nineteen hundred and six" (Rec. No. 2), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hapeman	Mills	Sprenger
Allen F E	Cunningham	Harawitz	Moreland	Stanley
Allen J G	DeGroot	Harte	Murphy	Steele
Apgar	Donohue	Hartman	Nevins	Steffens
Averill	Dowling	Hastings	Nolan	Story
Baldwin	Draper	Hooker	Oglesby	Surpless
Bass	Eagleton	Hooper	Oliver	Thompson
Becker	Eckmann	Kavanagh	O'Neil	Tompkins
Beebe	Farnan	Keyes	Palmer G M	Volk
Bernstein	Feth	Knapp	Palmer S J	Waddell
Bird	Filley	Krulewitch	Patton	Wade
Bisland	Fish	Lansing	Pratt	Wainwright
Bohan	Foelker	LaFetra	Prentice	Weber
Boshart	Foster	Lee A E	Quinn	Wedemeyer
Brady	Fowler	Lee W I	Salomon	Wells
Brennan	Francis	Lewis	Santee	Wemple
Burns	Fritz	Long	Schmitt	West
Burzynski	Gates	Lupton	Schoeneck	Whitley
Caronchan	Grattan	Lynch	Schwegler	Whitney F G
Caughlan	Gray A B	Maher	Scovill	Whitney G H
Chamberlain	Gray F J	Maier	Shanahan	Williams
Charles	Green	Matthews	Shuttleworth	Wilson
Cohalan	Gunderman	McGuire	Smith A E	Winters
Colne	Gurnett	Mead	Smith J E	Wood
Coon	Hackett	Merritt	Smith M F	Yale
Cowan	Hammond	Miller	Smith Myron	Young
Cox	Hamn			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 271) entitled "An act making an appropriation for the rebuilding of the sewerage system, and other repairs, to the quarantine establishment on Swinburne island" (Rec. No. 26), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hackett	Merritt	Smith A E
Allen F E	Cox	Hammond	Miller	Smith J E
Allen J G	Crosley	Hamn	Mills	Smith Myron
Apgar	Cunningham	Hapeman	Moreland	Sprenger

Averill	DeGroot	Harawitz	Murphy	Stanley
Baldwin	Donohue	Hartman	Nevins	Steele
Bass	Dowling	Harvey	Norton	Steffens
Becker	Draper	Hastings	Oglesby	Story
Beebe	Eagleton	Hoffman	Oliver	Surpless
Bernstein	Eckmann	Hooker	O'Neill	Thompson
Bird	Evans	Hooper	Palmer G M	Volk
Bisland	Farnan	Hubbs	Palmer S J	Waddell
Bohan	Fillee	Kavanagh	Patton	Wade
Boshart	Fish	Keyes	Phillips	Wainwright
Brady	Foelker	Knapp	Pratt	Weber
Brennan	Foster	Krulewitch	Prentice	Wells
Burnett	Fowler	Lansing	Quinn	Wemple
Burns	Francis	LaFetra	Reilly	West
Burzynski	Gates	Lee A E	Rock	Whitley
Campbell	Grady	Lee W I	Rogers	Whitney F G
Carnochan	Grattan	Lupton	Sammon	Whitney G H
Carrier	Gray A B	Lynch	Santee	Williams
Caughlan	Gray F J	Maher	Schmitt	Wilson
Chamberlain	Green	Maier	Schoeneck	Winters
Charles	Gregory	Matthews	Scovill	Wood
Cohalan	Gunderman	McGuire	Shanahan	Yale
Colne	Gurnett	Meade	Shuttleworth	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 592) entitled "An act to legalize, ratify and confirm an issue of bonds of the village of Matteawan, in the county of Dutchess, to the amount of not to exceed fifty-five thousand and eighty-six dollars, to be issued for the purpose of providing for the expense of completing the construction of the sewer system already authorized and under contract and in course of construction in and for the said village; and to legalize the special election held in the said village on the tenth day of January, nineteen hundred and six, and all the proceedings of the board of trustees of the said village authorizing and directing the issue of said bonds" (Rec. No. 113), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



AYES 136

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hackett	Mills	Smith J E
Allen F E	Crosley	Hammond	Moreland	Smith Myron
Allen J G	Cunningham	Hamn	Murphy	Sprenger
Apgar	DeGroot	Hapeman	Nolan	Stanley
Averill	Donohue	Harawitz	Norton	Steele
Baldwin	Dowling	Hartmann	Oglesby	Steffens
Bass	Draper	Hastings	Oliver	Story
Becker	Dressing	Hoffman	O'Neill	Surpless
Bedell	Eagleton	Hooker	Palmer G M	Thompson
Beebe	Evans	Hooper	Palmer S J	Tompkins
Bernstein	Farnan	Hubbs	Patton	Volk
Bird	Feth	Kavanagh	Phillips	Waddell
Bisland	Filley	Keyes	Pratt	Wade
Bohan	Fish	Knapp	Prentice	Wainwright
Boshart	Foelker	Krulewitch	Quinn	Weber
Brady	Foster	Lansing	Reilly	Wedemeyer
Brennan	Fowler	LaFetra	Rock	Wells
Burnett	Francis	Lee A E	Rogers	Wemple
Burns	Fritz	Lee W I	Salomon	West
Burzynski	Gates	Lupton	Sammon	Whitley
Carnochan	Grady	Maher	Santee	Whitney F G
Carrier	Grattan	Maier	Schoeneck	Whitney G H
Caughlan	Gray A B	Matthews	Schwegler	Williams
Chamberlain	Gray F J	McGuire	Scovill	Wilson
Charles	Green	Mead	Shanahan	Winters
Colne	Gregory	Merritt	Shuttleworth	Yale
Coon	Gunderman	Miller	Smith A E	Young
Cowan				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 593) entitled "An act to legalize, ratify and confirm an issue of bonds of the village of Fishkill Landing, in the county of Dutchess, to the amount of four thousand dollars, to be issued for the purpose of providing for the expense of building an additional story to and making other alterations in one of the firehouses of the said village of Fishkill Landing, the property of said village, known as the Lewis Tompkins Hose Company's house; and to legalize the special election held in the said village on the nineteenth day of December, nineteen hundred and five, and all the proceedings of the board of trustees of the said village authorizing and directing the issue of said bonds" (Rec. No. 112), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hapeman	Miller	Smith J E
Allen F E	DeGroot	Harawitz	Mills	Smith M F
Allen J G	Donohue	Harte	Moreland	Smith Myron
Apgar	Dowling	Hartman	Murphy	Sprenger
Averill	Draper	Hastings	Nevins	Stanley
Baldwin	Eagleton	Hoffman	Nolan	Steele
Bass	Eckmann	Hooker	Oglesby	Steffens
Becker	Evans	Hooper	Oliver	Story
Beebe	Farnan	Hubbs	O'Neill	Surpless
Bernstein	Feth	Kavanagh	Palmer G M	Thompson
Bird	Filley	Keyes	Palmer S J	Volk
Bisland	Fish	Knapp	Patton	Waddell
Boshart	Foelker	Krulewitch	Phillips	Wade
Brady	Foster	Lansing	Pratt	Wainwright
Brennan	Fowler	LaFetra	Prentice	Weber
Burnett	Francis	Lee A E	Quinn	Wedemeyer
Burns	Fritz	Lee W I	Rock	Wells
Burzynski	Gates	Lewis	Rogers	Wemple
Carnochan	Grattan	Long	Salomon	West
Carrier	Gray A B	Lupton	Santee	Whitley
Caughlan	Gray F J	Lynch	Schmitt	Whitney F G
Chamberlain	Green	Maher	Schoeneck	Whitney G H
Charles	Gregory	Maier	Schwegler	Williams
Cohalan	Gunderman	Matthews	Scovill	Wilson
Coon	Gurnett	McGuire	Shanahan	Wood
Cowan	Hackett	Mead	Shuttleworth	Yale
Cox	Hammond	Merritt	Smith A E	Young
Crosley	Hamn			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 323) entitled "An act to amend section fifteen hundred and thirty-two of chapter four hundred and ten of the Laws of eighteen hundred and eighty-two, known as the Consolidation Act, as amended by chapter eighty-one of the Laws of eighteen hundred and eighty-eight" (Rec. No. 85), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hammond	Merritt	Smith J E
Allen F E	Cox	Hamn	Miller	Smith M F
Allen J G	Crosley	Hapeman	Mills	Sprenger
Apgar	Cunningham	Harawitz	Moreland	Stanley
Averill	DeGroot	Harte	Murphy	Steele
Baldwin	Donohue	Hartman	Nevins	Steffens
Bass	Dowling	Hastings	Norton	Story
Becker	Draper	Hoffman	Oglesby	Surpless
Beebe	Eagleton	Hooker	Oliver	Thompson
Bernstein	Eckmann	Hooper	O'Neill	Volk
Bird	Evans	Hubbs	Palmer G M	Waddell
Bisland	Filley	Kavanagh	Palmer S J	Wade
Bohan	Fish	Keyes	Patton	Wainwright
Boshart	Foelker	Knapp	Phillips	Weber
Brady	Foster	Krulewitch	Pratt	Wedemeyer
Brennan	Fowler	Lansing	Prentice	Wells
Burnett	Francis	LaFetra	Quinn	Wemple
Burns	Gates	Lee A E	Rogers	West
Burzynski	Grady	Lee W I	Salomon	Whitley
Campbell	Grattan	Lewis	Sammon	Whitney F G
Carnochan	Gray A B	Lupton	Santee	Whitney G H
Carrier	Gray F J	Lynch	Schmitt	Williams
Caughlan	Green	Maher	Schoeneck	Wilson
Chamberlain	Gregory	Maier	Scovill	Winters
Charles	Gunderman	Matthews	Shanahan	Wood
Cohalan	Gurnett	McGuire	Shuttleworth	Yale
Colne	Hackett	Mead	Smith A E	Young
Coon				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 653) entitled "An act to revise the charter of the city of Auburn" (Rec. No. 131), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



AYES 126

NOES 4

Those who voted in the affirmative were:

Agnew	Cunningham	Hackett	Miller	Smith J E
Allen F E	DeGroot	Hammond	Mills	Smith Myron
Allen J G	Donohue	Hamn	Moreland	Sprenger
Apgar	Dowling	Hapeman	Murphy	Stanley
Averill	Draper	Harawitz	Nevins	Steffens
Baldwin	Dressing	Hastings	Nolan	Story
Bass	Eagleton	Hoffman	Norton	Surpless
Becker	Evans	Hooker	Oliver	Thompson
Bedell	Farnan	Hooper	O'Neill	Tompkins
Beebe	Feth	Hubbs	Palmer S J	Volk
Bird	Filley	Kavanagh	Patton	Waddell
Bisland	Fish	Keyes	Phillips	Wade
Bohan	Foelker	Knapp	Pratt	Wainwright
Boshart	Foster	Krulewitch	Prentice	Weber
Brady	Fowler	Lansing	Reilly	Wells
Brennan	Francis	Lee A E	Rock	Wemple
Burnett	Fritz	Led W I	Rogers	West
Burns	Gates	Lewis	Salomon	Whitley
Burzynski	Grady	Lupton	Sammon	Whitney F G
Carrier	Grattan	Maher	Santee	Williams
Caughlan	Gray A B	Maier	Schoeneck	Wilson
Chamberlain	Gray F J	Matthews	Schwegler	Winters
Charles	Green	McGuire	Shanahan	Wood
Colne	Gregory	Mead	Shuttleworth	Yale
Cox	Gunderman	Merritt	Smith A E	Young
Crosley				

Those who voted in the negative were:

Bernstein	Carnochan	LaFetra	Palmer G M
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Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 589) entitled "An act to amend chapter four hundred and thirteen of the Laws of eighteen hundred and ninety-two, entitled 'An act to provide for the construction of a drawbridge over the Harlem river in the city of New York, and for the removal of the present bridge at Third avenue in said city,' as amended by chapter five hundred and forty of the Laws of eighteen hundred and ninety-four and as amended by chapter seven hundred and sixteen of the Laws of eighteen hundred and ninety-six" (Rec. No. 109), which was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hammond	Merritt	Smith J E
Allen F E	Cox	Hamn	Miller	Smith Myron
Allen J G	Crosley	Hapeman	Mills	Sprenger
Apgar	Cunningham	Harawitz	Moreland	Stanley
Averill	Donohue	Hartman	Murphy	Steele
Baldwin	Dowling	Hastings	Nevins	Steffens
Bass	Draper	Hoffman	Oglesby	Story
Becker	Eagleton	Hooker	Oliver	Surpless
Beebe	Evans	Hooper	O'Neill	Thompson
Bernstein	Farnan	Hubbs	Palmer G M	Tompkins
Bird	Feth	Kavanagh	Palmer S J	Volk
Bisland	Filley	Keyes	Patton	Wade
Bohan	Fish	Knapp	Phillips	Wainwright
Boshart	Foelker	Krulewitch	Pratt	Weber
Brady	Foster	Lansing	Prentice	Wedemeyer
Brennan	Fowler	Lee A E	Quinn	Wells
Burnett	Francis	Lee W I	Rock	Wemple
Burns	Fritz	Lewis	Rogers	West
Burzynski	Gates	Long	Salomon	Winters
Carnochan	Grattan	Lupton	Santee	Whitney F G
Carrier	Gray A B	Lynch	Schmitt	Whitney G H
Caughlan	Gray F J	Maher	Schoeneck	Williams
Chamberlain	Gregory	Maier	Schwegler	Wilson
Cohalan	Gunderman	Matthews	Shanahan	Wood
Colne	Gurnett	McGuire	Shuttleworth	Yale
Coon	Hackett	Mead	Smith A E	Young

Ordered, That the clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 564) entitled "An act to amend the Greater New York charter by the addition of a new section to be known as section one hundred and forty-nine-a, to provide for the compilation of statistics by the various officials, boards, corporations, et cetera, having custody of city or county property, or receiving or disbursing moneys received from the city of the counties thereof, and by the amendment of section one hundred and fifty-one to provide for the establishment of a bureau of investigation and statistics in the department of finance" (Rec. No. 110), having been announced for a third reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

Pursuant to notice, Mr. Hamn called up the bill (No. 1268), entitled "Concurrent resolution of the Senate and Assembly proposing an amendment to section one of article fourteen of the Constitution, relating to the adoption of amendments by the people" (Int. No. 585), heretofore laid aside on the order of third reading.

Said bill having been announced for a third reading,

Mr. Hamn moved that said bill be recommitted to the committee on the judiciary, with instructions to report the same forthwith amended as follows:

Amend the title as follows:

Strike out "section" and insert "sections", also after "one" insert "and two"; also after "adoption of" insert "constitutional"; also after "amendments" insert "or a constitution".

Page 1, line 1, before "resolved" insert "section 1".

Page 1, line 3, strike out "section" and insert "§".

Page 2, line 11, before "by" insert "in one of the following methods: First,".

Page 2, line 14, at the end thereof insert "or second, provided two-thirds of all the electors voting at such election shall vote thereon, by the affirmative votes of a majority of the electors voting thereon."

Page 2, after line 17, insert a new section to read as follows:

"§ 2. Resolved (if the Senate concur), that section two of said article fourteen of the constitution be amended to read as follows: § 2. At the general election to be held in the year one thousand nine hundred and sixteen, and every twentieth year thereafter, and also at such times as the Legislature may by law provide, the question, "Shall there be a convention to revise the Constitution and amend the same?" shall be decided by the electors of the state; and in case a majority of the electors voting thereon shall decide in favor of a convention for such delegates-at-large. The delegates so elected shall convene at the capitol on the first Tuesday of April next ensuing after their election, and shall continue their session until the business of such convention shall have been completed. Every delegate shall receive for his services the same compensation and the same mileage as shall then be annually payable to the members of the Assembly. A majority of the convention shall constitute a quorum for the transaction of business, and no



amendment to the Constitution shall be submitted for approval to the electors as hereinafter provided, unless by the assent of a majority of all the delegates elected to the convention, the yeas and nays being entered on the journal to be kept." The convention shall have the power to appoint such officers, employes and assistants as it may deem necessary, and fix their compensation and to provide for the printing of its documents, journal and proceedings. The convention shall determine the rules of its own proceedings, choose its own officers, and be the judge of the election, returns and qualifications of its members. In case of a vacancy, by death, resignation or other cause, of any district delegate elected to the convention, such vacancy shall be filled by a vote of the remaining delegates representing the district in which such vacancy occurs. If such vacancy occurs in the office of a delegate-at-large, such vacancy shall be filled by a vote of the remaining delegates-at-large. Any proposed constitution or constitutional amendment which shall have been adopted by such convention, shall be submitted to a vote of the electors of the state at the time and in the manner provided by such convention, at an election which shall be held not less than six weeks after the adjournment of such convention; and if the people shall approve and ratify. [Upon the approval of] such constitution or such constitutional amendments, by a majority of the electors voting thereon [in the manner provided in the last preceding section.] such constitution or constitutional amendment, shall go into effect on the first day of January next after such approval".

On page 2, line 18, strike out "2" and insert "3".

Mr. Speaker put the question whether the house would agree to said motion, and it was decided in the affirmative.

Mr. Cox, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

Mr. Palmer offered for the consideration of the House a resolution, in the words following:

Whereas, This Assembly adopted a joint resolution providing for an investigation of the State Banking Department, and

Whereas, The said resolution has been held in the Senate finance committee, and the Senate has passed a substitute commission bill, which is commonly believed to be an evasion of investigation, and

Whereas, This Assembly must now decide whether it will abide by its original attitude or discover some other means of enforcing the investigation for which it has voted; therefore, be it,

Resolved, That the Governor be requested to transmit to the Assembly committee on banks, the papers, documents, and information, relative to certain charges against Superintendent Kilbourn, which he lately sent to the Senate committee on finance, to enable the Assembly to act with full knowledge of all the facts in the pending resolution for investigation.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

Mr. Hapeman offered for the consideration of the House a resolution, in the words following:

Whereas, The Honorable Charles Clinton Adams of Weedsport, N. Y., died at his home on the 15th day of March, 1906:

Mr. Adams served for two years as a member of the Assembly and was highly esteemed for the faithfulness and efficiency with which he discharged his duties; therefore, be it,

Resolved, That when the Assembly adjourn it do so out of respect for his memory.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Merritt, the committee on revision was instructed to report Assembly bill No. 1222, Int. No. 1005, amended as follows:

Page 1, after the word "law" in title insert a comma.

Page 1, line 10, strike out the words "as treasurer thereof".

Page 3, line 13, strike out the words "as treasurer".

Page 4, line 25, after the word "hospital" insert comma.

Page 6, line 20, after the word "chapter" insert a comma.

Page 8, line 21, after the word "county" insert a comma.

Page 8, line 22, strike out the word "overseer" and insert the word "overseers".

Page 5, line 12, underscore the first word "or" and insert after the same word the [word] and in brackets.

Mr. Wemple, from the committee on revision, to which was referred Senate bill No. 535, Rec. No. 162, and Assembly bill No. 1005, Int. No. 840, entitled "An act to authorize the Comptroller to hear and determine the application of Charles L. Weeks for cancellation of the tax sale made by the Comptroller in the year nineteen hundred of subdivision number four of lot number four of Rogers (Platt) and Company's road patent, Essex

county," reported that they have compared the same and find that they are identical, which report was agreed to and said Senate bill was ordered substituted for said Assembly bill, and placed on the order of third reading.

A communication was received from Hon. H. L. Smith, mayor of the city of Cortland, returning Assembly bill (No. 905, Int. No. 769), entitled "An act in relation to acquiring a site therefor and the erection of public buildings for the use of Cortland county and the city of Cortland," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

A communication was received from Hon. Alan C. Fobes, mayor of the city of Syracuse, returning Assembly bill (No. 1171, Int. No. 204), entitled "An act to supplement the provisions of law relating to the department of assessment and taxation of the city of Syracuse," with a message that said mayor, and the common council of said city, after a public hearing thereon, do approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

The privileges of the floor were extended to Mr. A. L. Squires, H. L. Bradberry and Hon. W. G. Gordon.

On motion of Mr. Fish, and by unanimous consent, the fact that Mr. Fish was unavoidably absent from the session of March, seventh, and would, if present, have voted in favor of the motion to discharge the committee on the judiciary from further consideration of the resolution in relation to the charges against Justice Hooker, was ordered entered upon the journal.

On motion of Mr. Oliver, and by unanimous consent, the fact that Mr. Oliver was unavoidably absent from the session of March seventh, and would, if present, have voted against the motion to discharge the committee on the judiciary from further consideration of the resolution in relation to the charges against Justice Hooker, was ordered entered upon the journal.

On motion of Mr. Moreland, the House adjourned.



TUESDAY, MARCH 20, 1906.

The House met pursuant to adjournment.

Prayer by Rev. W. F. Charles.

On motion of Mr. Moreland, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the fifth annual report of the New York State Hospital for the Care of Crippled and Deformed Children, which was laid upon the table and ordered printed.

(See Document No. 52.)

Mr. Bernstein introduced a bill entitled "An act to amend the Code of Civil Procedure relating to actions for and the collection of penalties and forfeitures" (Int. No. 1248), which was read the first time and referred to the committee on codes.

Mr. Dowling introduced a bill entitled "An act to amend article twelve of the Public Health Law relative to the practice of nursing" (Int. No. 1249), which was read the first time and referred to the committee on public health.

Mr. Filley introduced a bill entitled "An act to authorize the city of Troy in the county of Rensselaer to establish a system of electric lighting and power for its streets and public buildings and for residential and commercial purposes, and to empower it to acquire necessary real estate and to raise the necessary funds for that purpose" (Int. No. 1250), which was read the first time and referred to the committee on affairs of cities.

Mr. Hoffman introduced a bill entitled "An act to amend the municipal court act of the city of New York, in relation to the manner of selecting, drawing and service of jurors in said court; and repealing section two hundred and thirty-three of such act" (Int. No. 1251), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the municipal court act of the city of New York, in relation to adjournments" (Int. No. 1252), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the municipal court act of the city of New York, in relation to hours of holding court, designating time for jury trials and rotation of districts" (Int. No. 1253), which was read the first time and referred to the committee on the judiciary.

Also, (by request) "An act to amend the Greater New York charter relative to inferior courts of criminal jurisdiction" (Int. No. 1254), which was read the first time and referred to the committee on affairs of cities.

Mr. Lansing introduced a bill entitled "An act to amend chapter three hundred and six of the Laws of eighteen hundred and ninety-nine, entitled 'An act to confirm, reduce, levy and provide for the collection by the city of Rensselaer as the successor of the village of Greenbush of certain assessments made by the village of Greenbush and to confirm the proceedings had with reference thereto and the issue of bonds thereon,' in relation to the collection of unpaid street paving assessments" (Int. No. 1255), which was read the first time and referred to the committee on affairs of cities.

Mr. S. J. Palmer introduced a bill entitled "An act to authorize the comptroller of the city of New York in his discretion to examine into the facts concerning the services rendered by Hector McNeile as clerk to a coroner of Kings county, and to provide for the payment of such claim" (Int. No. 1256), which was read the first time and referred to the committee on affairs of cities.

Mr. Agnew introduced a bill entitled "An act to authorize a further appropriation for the maintenance of the Metropolitan Museum of Art in the Central park in the city of New York" (Int. No. 1257), which was read the first time and referred to the committee on affairs of cities.

Mr. J. G. Allen introduced a bill entitled "An act to amend the Highway Law, in relation to additional tax for highway purposes" (Int. No. 1258), which was read the first time and referred to the committee on internal affairs.

Mr. Nevins introduced a bill entitled "An act to authorize Saint John's church, Mount Morris, New York, to set apart certain

funds as a permanent endowment fund and to restrict the use and investment thereof" (Int. No. 1259), which was read the first time and referred to the committee on charitable and religious societies.

Mr. Steele introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims, to hear, audit and determine the alleged claim of James Abeel against the State of New York for damages to his lands near Little Falls, New York" (Int. No. 1260), which was read the first time and referred to the committee on claims.

Mr. Patton introduced a bill entitled "An act authorizing the commissioners of the land office to grant and convey to the city of Albany lands under water of the Albany basin" (Int. No. 1261), which was read the first time and referred to the committee on ways and means.

Also, "An act to amend chapter three hundred and fifty-seven of the Laws of nineteen hundred and five, entitled 'An act to revise the several acts relative to the city of Tonawanda,'" (Int. No. 1262), which was read the first time and referred to the committee on affairs of cities.

Mr. Wemple introduced a bill entitled "An act to amend an act entitled 'An act to amend and consolidate the several acts relative to the city of Schenectady,' relative to the boundaries of the several wards of the city of Schenectady" (Int. No. 1263), which was read the first time.

On motion of Mr. Wemple, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on affairs of cities.

Mr. Speaker presented the resolution of the board of aldermen of the city of New York in relation to adulterations of articles of food, which was referred to the committee on ways and means.

Mr. Speaker presented the petition of James E. Bedell, in relation to the claim of said James E. Bedell, which was referred to the committee on claims.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Dowling (No. 1054, Int. No.



876), entitled "An act in relation to walls of buildings encroaching upon any street, avenue or public place in the county of Kings."

Also, the bill introduced by Mr. Young (No. 210, Int. No. 210), entitled "An act in relation to the salaries of the record clerks of the court of general sessions of the peace in and for the county of New York."

Also, the bill introduced by Mr. LaFetra (No. 1394, Int. No. 255), entitled "An act to enable the police commissioner of the city of New York, to rehear and determine the charges against Charles E. Savage, formerly a patrolman of the police department of said city, and to reinstate him in said department."

Also, the bill introduced by Mr. Salomon (No. 1449, Int. No. 540), entitled "An act to amend the Election Law, in relation to the newspapers in the borough of Manhattan in which a list of the registration and polling places and boundaries of election districts shall be published."

Also, the bill introduced by Mr. LaFetra (No. 1393, Int. No. 101), entitled "An act to enable the police commissioner of the city of New York, to rehear and determine the charges against Francis J. Hughes, formerly a patrolman of the police department of said city, and to reinstate him in said department."

Also, the bill introduced by Mr. DeGroot (No. 1152, Int. No. 954), entitled "An act to amend the Greater New York charter, relative to assistant clerks in certain municipal court districts in the borough of Queens."

Also, the bill introduced by Mr. Wainwright (No. 1455, Int. No. 1033), entitled "An act to permit The Carnegie Foundation, a corporation duly incorporated under the laws of New York, to convey its property to The Carnegie Foundation for the Advancement of Teaching."

Also, the bill introduced by Mr. Nolan (No. 1454, Int. No. 929), entitled "An act relative to The Wynantskill Improvement Association."

Also, the bill introduced by Mr. Lansing (No. 1450, Int. No. 546), entitled "An act to amend the Domestic Relations Law, relating to the liability of married women on contracts."

Also, the bill introduced by Mr. Nolan (No. 1446, Int. No. 497), entitled "An act to legalize and confirm the official acts of notaries public and commissioners of deeds."

Also, the bill introduced by Mr. Miller (No. 1318, Int. No. 761), entitled "An act to amend the Penal Code in relation to racing near a court house, in certain counties."

Also, the bill introduced by Mr. Wade (No. 1069, Int. No. 891), entitled "An act to establish a board of municipal light commissioners for the city of Jamestown, and to define their powers and duties."

Also, the bill introduced by Mr. DeGroot (No. 1061, Int. No. 883), entitled "An act to amend the Greater New York charter, relative to the collection of assessments for local improvements in Queens county."

Also, the bill introduced by Mr. Prentice (No. 1093, Int. No. 902), entitled "An act to amend the Greater New York charter, relative to the police department."

Reported the same without recommendations, which report was agreed to and said bills ordered engrossed for a third reading.

Mr. Wemple, from the committee on revision, to whom was referred the bill introduced by Mr. Wainwright (No. 1451, Int. No. 554), entitled "An act to amend the County Law, relative to the appointment of assistant district attorneys for the county of Westchester," reported the same with the following recommendations:

Page 4, line 16, underscore lines 16, 17 and "hereafter mentioned" of line 18 and insert "[They]" before "may".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Weber (No. 1017, Int. No. 852), entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the municipal court of the city of New York, its officers and marshals,' relative to jurors and trials by jury," reported the same with the following recommendations:

Page 1, line 4, strike out "so as".

Page 2, line 15, strike out "so as" and line 21 strike out "such and insert "which".

Page 3, line 14, strike out "There shall be a new section of" capitalize "s" of "said".

Page 3, lines 14 and 15, strike out "to be known as" and insert "is hereby amended by inserting a new section to be".

Page 4, lines 4 and 26, strike out "so as".

Page 5, line 6, strike out "cases" and insert "case".

Page 5, line 12, strike out "so as" and line 14 insert comma after "departed"; line 17, insert comma after "list"; line 21, insert comma after "discretion" and "court".

Page 6, lines 4 and 12, strike out "so as", and line 20 strike out "selling" and insert "serving".

Page 7, line 2, insert comma after "jury" and line 7 insert "actually" after "levy".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Stanley (No. 945, Int. No. 791), entitled "An act to amend the Greater New York charter relative to the publication and distribution of reports of city departments," reported the same with the following recommendations:

Amend title by inserting comma after "charter".

Page 1, line 3, insert "at the end thereof" after "adding".

Page 1, line 4, strike out "thereto" and "known as".

Page 3, lines 11 and 12, place "per thousand ems" in quotation marks, also "rule and figure work".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Merritt (No. 1222, Int. No. 1005), entitled "An act to amend the Insanity Law relative to the support and maintenance of patients in State hospitals," reported the same with the following recommendations:

Amend title by inserting comma after "law".

Page 1, line 10, strike out "as treasurer thereof," and the underscoring under it.



Page 3, line 13, strike out "as treasurers" and page 4, line 25, place a comma at end of line.

Page 5, line 12, underscore "or" and insert before "or" the following "[and]".

Page 6, line 20, insert comma after "chapter".

Page 8, line 21, insert comma after "county".

Page 8, line 22, insert letter "s" to word "overseer".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Young (No. 950, Int. No. 796), entitled "An act to amend the Greater New York charter relative to the department of health pension fund," reported the same with the following recommendations:

Amend title by adding comma after "charter".

Page 1, line 2, insert after "charter" the following: "as re-enacted by chapter four hundred and sixty-six of the laws of nineteen hundred and one.", and strike out "so as", the same line.

Page 2, line 3, strike out "department of", and insert after "health" the word "departments".

Page 2, line 9, insert a comma after "provided".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Norton (No. 1445, Int. No. 351), entitled "An act to amend chapter one hundred and fifteen of the Laws of eighteen hundred and ninety-eight, entitled 'An act to provide for the improvement of the public highways,' in relation to connecting highways through villages," reported the same with the following recommendations:

Page 2, lines 19, 20, 21, 22, 23, strike out all of underscoring.

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Hubbs (No. 1181, Int. No. 975), entitled "An act to amend subdivision one of section twenty-four of chapter one hundred and twelve of the Laws of eighteen

hundred and ninety-six," reported the same with the following recommendations:

Amend title by striking out "subdivision one of section twenty-four of".

Page 1, line 3, strike out all of line except "ninety-six," and insert after "ninety-six" the following: "entitled 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and to provide for local option, constituting chapter twenty-nine of the general laws'".

Page 1, strike out all of lines 4 and 5, and all of line 6 except "chapter four hundred and".

Page 1, line 7, strike out comma after "eighty-five" and insert "of the"; strike out "five" before "chapter" and insert "four"; insert "as amended by" before "chapter"; and line 8, strike out "and chapter six hundred and seventy-seven" and insert "of the laws of nineteen hundred and five," and line 9, strike out "so as".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Rogers (No. 1094, Int. No. 903), entitled "An act to amend chapter two hundred and fourteen of the Laws of eighteen hundred and eighty-eight, entitled 'An act to revise the charter of the city of Binghamton,' relative to funds to be raised for certain purposes," reported the same with the following recommendations:

Page 2, line 1, insert before "chapter" the following "chapter three hundred and forty-four of the laws of eighteen hundred and ninety-six".

Page 2, line 15, insert after word "sum" the word "of", and line 18 insert comma after "sum".

Page 4, line 3, insert "as amended by" before "chapter".

Page 4, line 4, insert "as amended by" before "chapter", and line 5 insert a comma after "ninety-seven".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. F. E. Allen (No. 1456, Int. No. 187), entitled "An act to amend the Labor Law, relative to

information to be furnished the Commissioner of Labor," reported the same with the following recommendations:

Page 1, line 4, strike out "so as".

Page 2, line 5, insert comma after "tendent" and "subordinate," before "or", and line 8, insert comma after "require]" in brackets, and line 10 insert after "place———" "herein named".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Marks (No. 1443, Rec. No. 91), entitled "An act to further amend section five of chapter five hundred and fifty-three of the Laws of eighteen hundred and ninety-five, as amended by section five of chapter nine hundred and fifty-nine of the Laws of eighteen hundred and ninety-five, as amended by chapter two hundred and four of the Laws of nineteen hundred and five, entitled 'An act in relation to the Supreme Court in the first judicial district and the Appellate Division thereof,' making provision for the appointment by said Appellate Division in the first department of official referees and for their compensation," reported the same with the following recommendations:

Amend title by striking out "further" and "section five of" and "as amended by section five of chapter nine hundred and fifty-nine of the laws of eighteen hundred and ninety-five, as amended by chapter two hundred and four of the laws of nineteen hundred and five,"

Page 1, line 3, strike out "section five of".

Page 1, line 2, after "ninety-five," insert "entitled 'An act in relation to the Supreme Court in the first judicial district and the Appellate Division thereof'".

Page 2, line 1, strike out "ent", all of lines 2 and 3 and "ment" of line 4, also, "so as" of line 4.

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. West, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:



"An act to amend the Transportation Corporations Law, in relation to waterworks corporations." (No. 1300, Int. No. 1075.)

"An act to amend chapter five hundred and thirty-eight of the Laws of nineteen hundred and four, entitled 'An act in relation to the registration and identification of motor vehicles, and the use of the public highways by such vehicles,' in relation to stopping when meeting horses." (No. 906, Int. No. 770.)

"An act authorizing the board of estimate and apportionment of the city of New York to allow, and authorizing and directing the Comptroller of the said city to pay certain claims incurred for the maintenance of the municipal court of the city of New York, twelfth district, Manhattan borough, during the year nineteen hundred and three." (No. 738, Int. No. 657.)

"An act to amend the Greater New York charter, relative to the powers of city magistrates." (No. 1128, Int. No. 932.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claims of Charles F. Parker and Company against the State for damages alleged to have been sustained by it, and to render judgment therefor." (No. 787, Int. No. 691.)

"An act to amend chapter five hundred and seventy-two of the Laws of nineteen hundred and two, entitled 'An act to revise and amend an act to incorporate the city of Middletown and the acts amendatory thereof,' in relation to boundaries." (No. 763, Int. No. 666.)

"An act to amend the Domestic Commerce Law, in relation to adulteration of and deception in the manufacture and sale of spirits of turpentine." (No. 1232, Int. No. 1015.)

"An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and the Comptroller of said city to pay Ernest H. Juergens compensation for services rendered to said city in the law department, in the years eighteen hundred and ninety-nine and nineteen hundred as an office boy." (No. 1273, Int. No. 1046.)

"An act to authorize the police commissioner of the city of New York, in his discretion, to reopen the investigation of the

legality of the appointment of Joseph Devlin as a member of the police department and force of the city of New York to make a reinvestigation of the same and to reinstate or restore him as a roundsman in the police department and force of said city." (No. 390, Int. No. 371.)

"An act empowering the Comptroller of the city of New York to refund to the Roman Catholic church of Saint Martin of Tours, or the trustees thereof, moneys paid as assessments for public improvements upon certain real property belonging to said church in the borough of the Bronx, New York city." (No. 929, Int. No. 775.)

"An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Edwin H. Risley and Henry M. Love, comprising the firm of Risley and Love, against the State of New York." (No. 90, Int. No. 90.)

"An act making an appropriation for the promotion of agriculture." (No. 1357, Int. No. 1103.)

"An act to amend chapter four hundred and twenty-nine of the Laws of eighteen hundred and ninety-three, entitled 'An act to provide for the compilation and continuance and care of certain indexes and records in the Albany county clerk's office,' relative to the execution of the work and the order thereof." (No. 1199, Int. No. 993.)

"An act to authorize the Comptroller of the State of New York to hear and determine the application of Martin V. B. Turner for the cancellation of the tax sale of eighteen hundred and ninety of a certain forty acres of land in lot number eight of township number three, in the Old Military tract, in the town of Black Brook, county of Clinton." (No. 594, Int. No. 545.)

"An act to amend chapter six hundred and eighty-one of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of finance of the city of Syracuse.'" (No. 1087, Int. No. 896.)

"An act to amend chapter twenty-six of the Laws of eighteen hundred and eighty-five, entitled 'An act to revise, amend and consolidate the several acts relative to the city of Syracuse, and

to revise and amend the charter of said city.' ” (No. 1096, Int. No. 905.)

“An act to provide for the distribution of certain public documents and reports of public libraries.” (No. 1179, Int. No. 973.)

“An act to amend the Insanity Law, relative to buildings for the holding of religious services.” (No. 1221, Int. No. 1004.)

“An act to reappropriate certain unexpended balances of former appropriations.” (No. 1289, Int. No. 1064.)

“An act to amend chapter four hundred and eighty of the Laws of eighteen hundred and ninety-four, entitled ‘An act in relation to the village of Fredonia,’ in relation to the portion of expense for paving or macadamizing to be borne by street railroads.” (No. 1347, Int. No. 1093.)

“An act to establish a retirement fund for pensioning retired teachers, supervisors, superintendents and principals of the public schools in the city of Troy, including union free school district number one of the town of Lansingburgh and to regulate the collection, management and disbursement thereof.” (No. 1042, Int. No. 625.)

“An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Louis Windholz against the State for damages alleged to have been sustained by him, and to render judgment therefor.” (No. 821, Int. No. 714.)

“An act to amend section two hundred and seven of chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled ‘An act in relation to the municipal court of the city of New York, its officers and marshals,’ in relation to commissioners.” (No. 764, Int. No. 667.)

“An act to authorize the city of Ithaca to issue its bonds for the payment of unsecured and floating indebtedness of said city existing on the first day of January, nineteen hundred and six.” (No. 410, Int. No. 386.)

“An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled ‘An act to amend, consolidate and revise the charter of the village of Peeks-



kill, and the several acts amendatory thereof,' relative to subways and conduits." (No. 1299, Int. No. 1074.)

"An act to amend chapter six hundred and seventy-one of the Laws of eighteen hundred and ninety-two, entitled 'An act to revise, consolidate and amend the several acts relating to the government of the city of Cohoes,' in relation to the appointment of a clerk of the board of water commissioners, and the salary of such clerk." (No. 1237, Int. No. 1020.)

"An act to amend chapter six hundred and fifty-nine of the Laws of nineteen hundred and five, entitled 'An act to provide for the erection of a new high school in the city of Syracuse.'" (No. 1095, Int. No. 904.)

"An act to provide for the repair and improvement of existing mechanical and other structures and works on and connected with the canals of this State." (No. 856, Int. No. 737.)

"An act in relation to the water supply and water department of the city of Syracuse." (No. 469, Int. No. 439.)

"An act to amend chapter six hundred and seventy-one of the Laws of eighteen hundred and ninety-two, entitled 'An act to revise, consolidate and amend the several acts relating to the government of the city of Cohoes,' in relation to the superintendent of waterworks." (No. 1238, Int. No. 1021.)

"An act in relation to the municipal court of the city of Syracuse." (No. 1255, Int. No. 1023.)

Mr. Grattan, from the committee on privileges and elections, presented the following report:

IN THE ASSEMBLY OF THE STATE OF NEW YORK:

In the Matter of the Contest of George S. Husch against John T. Eagleton.

*To the Honorable Assembly of the State of New York:*

Your standing committee on privileges and elections to whom was referred (among others) the above contest, based upon a notice and petition as is usual in such case, begs leave to make the following report, That the petition herein alleges as grounds of contest:

1st. That ballots cast at the election were illegal and void, but in spite of that fact were counted for John T. Eagleton the contestee.

2nd. That votes cast for the contestants, which were in truth and in fact valid and legal, were marked void and were not counted for the contestant.

3rd. That in many election districts the ballot clerks and inspectors of election failed to perform the duties imposed upon them, and failed to tally the split ballots as required by law, and failed to fill out the tally sheets and inspector's returns as required by law.

4th. That in addition to the grounds already stated, the petition also charges fraud, illegal electioneering within one hundred feet (100) of the polling places in said Assembly district. The congregation of large crowds in front of polling places in violation of law, and the hiring of a large number of men in each polling place and paying them for their votes under the guise and pretext that they were workers for the Democratic party.

The contestant was represented by A. S. Gilbert of the borough of Manhattan, city of New York, as his attorney.

The contestee by his answer which was filed and served herein denies the allegations of the petition, and was represented by Hon. Thomas Donnelly of the borough of Manhattan, city of New York, as his attorney.

That after the joinder of issue the inquiry was begun and considerable testimony taken, which said testimony is herewith filed and forms a part of this our report.

That from said testimony your committee finds as follows:

First. That after a thorough examination of the original tally sheets, reports of inspectors and ballots contained in the original envelopes of void ballots, and ballots protested and counted and marked for identification, and while there were discrepancies between said tally sheets and reports of inspectors shown (your committee holding and deciding that the tally sheet so to speak being the book of original entry that such tally sheet should be controlling), the result of such examination did not affect, in the judgment of your committee, the contest seriously as both sides had gained and lost thereby.

Second. Your committee further finds:

That in respect to the void and protested ballots that each ballot classified under this head was produced, carefully inspected and examined (without regard to any action previously taken in reference thereto) and as a result it is likewise true as in the first finding, both contestant and contestee had gains and losses and the contest was not seriously affected thereby.

Third. Your committee further finds:

That in respect to the other allegations of said petition, viz: fraud, illegal electioneering within one hundred feet (100) of the polling places, the congregation of large crowds in front of polling

places in violation of law, and the hiring of a large number of men in each polling place and paying them for their votes under the guise and pretext that they were workers for the Democratic party, that while there is testimony before us as somewhat bearing upon such allegations and especially with reference to the number of men hired in each election district under the guise of workers or otherwise, a practice which in the judgment of your committee should be discouraged and condemned, and which doubtless is not in harmony with the spirit and letter of the election laws of this State, the evidence, however, in this case, as bearing upon such allegations, is not of a character and is insufficient to warrant your committee in finding that the contestee should be unseated as a result of such evidence.

Fourth. Your committee, therefore, finds as a conclusion:

That the contestant herein, George S. Husch, has failed to establish his right to the seat of John T. Eagleton as Member of Assembly of the Third Assembly District of the Borough of Manhattan, city of New York, State of New York, and that John T. Eagleton was duly elected thereto and is entitled to his seat as such member from January 1, 1906, until January 1, 1907, and your committee would therefore recommend to this honorable House the adoption of a resolution to carry into effect this report.

All of which is respectfully submitted.

Dated, ALBANY, N. Y., *March* 20, 1906.

MYER NUSBAUM, Counsel to Committee, 290 Broadway, Manhattan.

WILLIAM J. GRATTAN,  
*Chairman.*

J. E. SMITH,  
L. J. SHUTTLEWORTH,  
C. R. MATTHEWS,  
WILLIAM YOUNG,  
SAMUEL HOFFMAN,  
WILLIAM H. BURNES,  
FRANK E. HARVEY,  
LESLIE J. TOMPKINS,

*Privileges and Elections Committee.*

Mr. Grattan moved the adoption of the report.

Mr. Speaker put the question whether the House would agree to said report, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



AYES 130  
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Miller	Smith J E
Allen F E	Crosley	Hamn	Mills	Smith M F
Allen J G	Cunningham	Hapeman	Moreland	Smith Myron
Apgar	DeGroot	Harawitz	Murphy	Sprenger
Averill	Donohue	Harte	Nevins	Stanley
Bass	Dowling	Hastings	Nolan	Steele
Becker	Draper	Hoffman	Oglesby	Steffens
Beebe	Eagleton	Hooker	Oliver	Surpless
Bernstein	Eckmann	Hubbs	O'Neill	Thompson
Bird	Evans	Kavanagh	Palmer G M	Volk
Bisland	Farnan	Keyes	Palmer S J	Waddell
Bohan	Feth	Knapp	Patton	Wade
Boshart	Filley	Krulewitch	Phillips	Wainwright
Brady	Fish	Lansing	Pratt	Weber
Burnett	Foelker	LaFetra	Prentice	Wedemeyer
Burns	Foster	Lee A E	Quinn	Wells
Burzynski	Fowler	Lee W I	Rock	Wemple
Carnochan	Francis	Lewis	Rogers	West
Carrier	Grattan	Long	Santee	Whitley
Caughlan	Gray A B	Lynch	Schmitt	Whitney F G
Chamberlain	Gray F J	Maher	Schoeneck	Whitney G H
Charles	Green	Maier	Schwegler	Williams
Cohalan	Gregory	Matthews	Scovill	Wilson
Colne	Gunderman	McGuire	Shanahan	Winters
Coon	Gurnett	Mead	Shuttleworth	Wood
Cowan	Hackett	Merritt	Smith A E	Yale

Mr. Hooker offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee of affairs of cities be discharged from the further consideration of the Senate bill (No. 590, Rec. No. 105) entitled "An act to regulate street railway fares in the borough of Brooklyn," and that said bill be referred to the committee on railroads.

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

Mr. Speaker announced the resolution reported by the committee on public printing, in relation to reports of heads of State departments of all moneys expended by them during the past year for printing.

Said resolution having been announced,

Mr. Palmer moved to amend as follows:

Change date from March 22 to March 27.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

On motion of Mr. Moreland, and by unanimous consent, said resolution was ordered placed on the calendar for Thursday next.

The bill (No. 1067) entitled "An act to amend the Code of Civil Procedure relating to the limitation of actions for alienation of husband's or wife's affections" (Int. No. 889), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

AYES 37

NOES 62

Those who voted in the affirmative were:

Allen J G	Coon	Krulewitch	McGuire	Schmitt
Becker	Cowan	Lee A E	Mills	Steele
Beebe	Draper	Lee W I	Moreland	Surpless
Brennan	Feth	Lewis	O'Neill	Wade
Burzynski	Fillee	Long	Palmer S J	Wells
Campbell	Fowler	Lynch	Phillips	Williams
Cohalan	Hastings	Maier	Rogers	Winters
Colne	Hoffman			

Those who voted in the negative were:

Allen F E	DeGroot	Hackett	Merritt	Smith J E
Bass	Donohue	Hamn	Miller	Smith M F
Bernstein	Eagleton	Hapeman	Murphy	Smith Myron
Bird	Eckmann	Harte	Nevins	Sprenger
Bisland	Fish	Hartman	Nolan	Stanley
Bohan	Foelker	Hooker	Oglesby	Tompkins
Brady	Foster	Kavanagh	Palmer G M	Waddell
Burns	Francis	LaFetra	Patton	Wainwright
Carnochan	Fritz	Lupton	Rock	Wemple
Caughlan	Gray A B	Maher	Santee	West
Charles	Green	Matthews	Schwegler	Whitley
Cox	Gregory	Mead	Shuttleworth	Whitney G H
Crosley	Gunderman			

Mr. Draper moved to reconsider the vote by which said bill was lost, and that said motion lie on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

The bill (No. 1202) entitled "An act to amend chapter one hundred and thirty-six of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Cobleskill,

Schoharie county,' relative to conferring on the board of trustees power and authority to cause connections to be made with the village water and sewer systems in certain cases, and for the collection of the expense thereof from the property owners benefited; also, in relation to sidewalks, and increasing the per centum limit of the value of taxable property for annual tax levying purposes, in said village" (Int. No. 688), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Miller	Smith J E
Allen F E	Crosley	Hapeman	Mills	Smith M F
Allen J G	Cunningham	Harawitz	Moreland	Smith Myron
Apgar	DeGroot	Harte	Murphy	Sprenger
Averill	Donohue	Hartman	Nevins	Stanley
Baldwin	Dowling	Harvey	Norton	Steele
Bass	Draper	Hastings	Oglesby	Steffens
Becker	Eagleton	Hoffman	Oliver	Story
Beebe	Eckmann	Hooker	O'Neill	Surpluss
Bernstein	Evans	Hooper	Palmer G M	Thompson
Bird	Farnan	Hubbs	Palmer S J	Volk
Bisland	Filley	Kavanagh	Patton	Waddell
Bohan	Fish	Keyes	Phillips	Wade
Boshart	Foelker	Knapp	Pratt	Wainwright
Brady	Foster	Krulewitch	Prentice	Weber
Brennan	Fowler	Lansing	Quinn	Wedemeyer
Burnett	Francis	LaFetra	Reilly	Wells
Burns	Gates	Lee A E	Rock	Wemple
Burzynski	Grady	Lee W I	Rogers	West
Campbell	Grattan	Lewis	Salomon	Whitley
Carnochan	Gray A B	Lupton	Sammon	Whitney F G
Carrier	Gray F J	Lynch	Santee	Whitney G H
Caughlan	Green	Maher	Schmitt	Williams
Chamberlain	Gregory	Maier	Schoeneck	Wilson
Charles	Gunderman	Matthews	Scovill	Winters
Cohalan	Gurnett	McGuire	Shanahan	Wood
Colne	Hackett	Mead	Shuttleworth	Yale
Coon	Hammond	Merritt	Smith A E	Young
Cowan				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.



Mr. Moreland moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker, the Clerk called the roll, when the following members responded:

Agnew	Crosley	Harvey	Mills	Smith J E
Allen F E	DeGroot	Hastings	Moreland	Smith M F
Allen J G	Donohue	Hoffman	Murphy	Smith Myron
Averill	Dowling	Hooker	Nevins	Sprenger
Bass	Eagleton	Hooper	Nolan	Stanley
Becker	Eckmann	Hubbs	Norton	Steele
Beebe	Evans	Kavanagh	Oglesby	Surplless
Bernstein	Feth	Keyes	Oliver	Tompkins
Bisland	Filley	Knapp	O'Neill	Volk
Bohan	Fish	Krulewitch	Palmer G M	Waddell
Brennan	Foelker	Lansing	Palmer S J	Wade
Burnett	Foster	LaFetra	Patton	Wainwright
Burns	Fowler	Lee A E	Phillips	Wedemeyer
Burzynski	Francis	Lee W I	Pratt	Wells
Campbell	Grattan	Long	Quinn	Wemple
Carnochan	Gray A B	Lupton	Rock	Whitley
Caughlan	Green	Lynch	Rogers	Whitney G H
Charles	Gregory	Maher	Salomon	Williams
Cohalan	Gunderman	Maier	Santee	Wilson
Colne	Hackett	Matthews	Schwegler	Winters
Coon	Hamm	Mead	Shanahan	Wood
Cowan	Hapeman	Merritt	Shuttleworth	Yale
Cox	Hartman	Miller	Smith A E	Young

Mr. Moreland moved that the call of the House be made a close call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The Senate bill (No. 223, Assembly reprint No. 1305), entitled "An act to amend the Code of Civil Procedure, in relation to the sale, mortgaging and leasing of the contingent interests of infants not in being, in real property" (Rec. No. 37), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 117

NOES 6

Those who voted in the affirmative were:

Agnew	Cunningham	Hapeman	Murphy	Smith Myron
Allen F E	DeGroot	Hartman	Nevins	Sprenger
Allen J G	Donohue	Hastings	Nolan	Stanley
Apgar	Dowling	Hooker	Norton	Steffens
Averill	Draper	Hooper	Oliver	Story
Bass	Dressing	Hubbs	O'Neill	Thompson
Becker	Eagleton	Kavanagh	Palmer S J	Tompkins
Bedell	Evans	Keyes	Phillips	Volk
Beebe	Feth	Knapp	Pratt	Wade
Bird	Filley	Krulewitch	Prentice	Wainwright
Bisland	Fish	Lansing	Quinn	Weber
Bohan	Foelker	LaFetra	Reilly	Wedemeyer
Boshart	Fowler	Lee W I	Rock	Wells
Brady	Francis	Lewis	Rogers	Wemple
Brennan	Grady	Lupton	Sammon	West
Burns	Grattan	Maher	Santee	Whitley
Burzynski	Gray A B	Maier	Schoeneck	Whitney F G
Carrier	Gray F J	Matthews	Schwegler	Whitney G H
Caughlan	Green	McGuire	Scovill	Wilson
Chamberlain	Gregory	Mead	Shanahan	Winters
Charles	Gunderman	Miller	Shuttleworth	Wood
Coon	Hackett	Mills	Smith A E	Yale
Cowan	Hammond	Moreland	Smith J E	Young
Crosley	Hamn			

Those who voted in the negative were:

Carnochan	Cox	Oglesby	Palmer G M	Salomon
Cohalan				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 338) entitled "An act to prohibit the docking of horses tails, and to require a registry of all docked horses, now in this State" (Int. No. 312), having been announced for a third reading,

Mr. Oglesby moved that said bill be recommitted to the committee on general laws, with instructions to report the same forthwith amended as follows:

On page 2, lines 1 and 2, strike out the words "and of not more than twenty-four hours duration".

On page 2, line 25, strike out the word "fifty" and insert "twenty-five".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 93

NOES 17

Those who voted in the affirmative were:

Agnew	DeGroot	Hartman	Miller	Smith M F
Allen F E	Donohue	Harvey	Mills	Smith Myron
Allen J G.	Dowling	Hoffman	Murphy	Sprenger
Averill	Eckmann	Hubbs	Nolan	Stanley
Becker	Feth	Kavanagh	Oglesby	Surpless
Beebe	Filley	Keyes	O'Neill	Volk
Bernstein	Foelker	Knapp	Palmer S J	Waddell
Bird	Foster	Krulewitch	Patton	Wainwright
Bisland	Fowler	Lansing	Pratt	Wedemeyer
Bohan	Francis	Lee A E	Quinn	Wells
Brennan -	Fritz	Lee W I	Rock	Wemple
Burzynski	Gates	Lewis	Rogers	West
Campbell	Grady	Long	Salomon	Whitley
Caughlan	Gray A B	Lupton	Santee	Williams
Charles	Green	Lynch	Schmitt	Wilson
Cohalan	Gregory	Maher	Schwegler	Winters
Colne	Gunderman	Matthews	Smith A E	Wood
Coon	Hapeman	McGuire	Smith J E	Young
Cunningham	Harte	Mead		

Those who voted in the negative were:

Bass	Hackett	LaFetra	Moreland	Phillips
Carnochan	Harawitz	Maier	Nevins	Tompkins
Cowan	Hooker	Merritt	Palmer G M	Yale
Crosley	Hooper			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1438) entitled "An act to amend the Forest, Fish and Game Law, in relation to pike in the counties of Broome, Tioga, Chemung" (Int. No. 140), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



AYES 123

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hapeman	Mills	Smith M F
Allen F E	Cunningham	Harawitz	Moreland	Smith Myron
Allen J G	DeGroot	Hartman	Nevins	Stanley
Averill	Donohue	Hastings	Nolan	Steele
Baldwin	Dowling	Hoffman	Oglesby	Steffens
Bass	Draper	Hooker	Oliver	Story
Becker	Eagleton	Hooper	O'Neill	Surpluss
Beebe	Eckmann	Hubbs	Palmer G M	Thompson
Bernstein	Evans	Kavanagh	Palmer S J	Tompkins
Bisland	Farnan	Keyes	Patton	Volk
Bohan	Feth	Krulewitch	Pratt	Waddell
Boshart	Filley	Lansing	Prentice	Wainwright
Brady	Foelker	Lee A E	Quinn	Weber
Brennan	Foster	Lee W I	Rock	Wedemeyer
Burnett	Fowler	Lewis	Rogers	Wells
Burns	Francis	Long	Salomon	Wemple
Carnochan	Grady	Lupton	Santee	West
Carrier	Gray A B	Lynch	Schoeneck	Whitney F G
Caughlan	Green	Maher	Schwegler	Whitney G H
Chamberlain	Gregory	Maier	Scovill	Williams
Charles	Gunderman	Matthews	Shanahan	Wilson
Cohalan	Gurnett	McGuire	Shuttleworth	Wood
Colne	Hackett	Mead	Smith A E	Yale
Coon	Hammond	Merritt	Smith J E	Young
Cowan	Hamm	Miller		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1434) entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-eight, entitled 'An act for the government of cities of the second class,' relative to filling vacancies in the office of supervisor" (Int. No. 374), was read the third time having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 00

Those who voted in the affirmative were:

Allen F E	Cox	Hapeman	Murphy	Smith M F
Allen J G	Cunningham	Harawitz	Nevins	Smith Myron
Averill	DeGroot	Harte	Norton	Sprenger
Baldwin	Donohue	Harvey	Oglesby	Stanley
Bass	Dowling	Hastings	O'Neill	Steele

Becker	Draper	Hooker	Palmer G M	Steffens
Beebe	Eagleton	Hooper	Palmer S J	Story
Bernstein	Evans	Kavanagh	Patton	Surplless
Bird	Farnan	Keyes	Phillips	Thompson
Bisland	Filley	Knapp	Pratt	Volk
Bohan	Fish	Krulewitch	Prentice	Waddell
Boshart	Foelker	Lansing	Quinn	Wade
Brady	Fowler	Lee A E	Reilly	Weber
Brennan	Francis	Lee W I	Rock	Wedemeyer
Burnett	Gates	Lewis	Rogers	Wells
Burns	Grady	Lupton	Salomon	West
Burzynski	Grattan	Lynch	Sammon	Whitley
Campbell	Gray A B	Maher	Santee	Whitney F G
Carrier	Gray F J	Maier	Schmitt	Whitney G H
Caughlan	Green	McGuire	Schoeneck	Williams
Chamberlain	Gunderman	Mead	Scovill	Wilson
Charles	Gurnett	Merritt	Shanahan	Winters
Colne	Hackett	Miller	Shuttleworth	Wood
Coon	Hammond	Mills	Smith A E	Yale
Cowan	Hamn	Moreland	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1436) entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for hares and rabbits in Orange county" (Int. No. 517), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 125

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hackett	Mills	Smith J E
Allen F E	Crosley	Hamn	Moreland	Smith Myron
Allen J G	Cunningham	Hapeman	Murphy	Sprenger
Apgar	DeGroot	Harawitz	Nolan	Stanley
Averill	Donohue	Hartman	Norton	Steffens
Baldwin	Dowling	Hastings	Oglesby	Story
Bass	Draper	Hoffman	Oliver	Surplless
Becker	Eagleton	Hooper	O'Neill	Thompson
Bedell	Evans	Hubbs	Palmer G M	Tompkins
Beebe	Farnan	Kavanagh	Patton	Volk
Bird	Feth	Keyes	Phillips	Waddell
Bisland	Filley	Knapp	Pratt	Wade
Bohan	Fish	Krulewitch	Prentice	Wainwright
Boshart	Foelker	Lansing	Reilly	Wedemeyer
Brady	Foster	Lee A E	Rock	Wells

Brennan	Fowler	Lee W I	Rogers	Wemple
Burnett	Fritz	Lewis	Salomon	West
Burns	Gates	Lupton	Sammon	Whitley
Burzynski	Grady	Maher	Santee	Whitney F G
Carnochan	Grattan	Maier	Schoeneck	Whitney G H
Carrier	Gray A B	Matthews	Schwegler	Williams
Chamberlain	Gray F J	McGuire	Scovill	Winters
Charles	Green	Mead	Shanahan	Wood
Colne	Gregory	Merritt	Shuttleworth	Yale
Coon	Gunderman	Miller	Smith A E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1390) entitled "An act to establish the Hudson-Fulton Celebration Commission, and to prescribe the powers and duties thereof and making an appropriation therefor" (Int. No. 735), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 126

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hackett	Miller	Sprenger
Allen F E	Crosley	Hammond	Mills	Steele
Allen J G	Cunningham	Hamn	Moreland	Steffens
Apgar	DeGroot	Hapeman	Murphy	Story
Averill	Donohue	Harawitz	Nevins	Surpless
Baldwin	Dowling	Hartman	Nolan	Thompson
Bass	Draper	Hoffman	Oglesby	Tompkins
Becker	Eckmann	Hooker	Oliver	Volk
Beebe	Evans	Hooper	O'Neill	Waddell
Bernstein	Farnan	Hubbs	Palmer G M	Wade
Bird	Feth	Kavanagh	Palmer S J	Wainwright
Bisland	Filley	Keyes	Patton	Weber
Bohan	Fish	Knapp	Phillips	Wedemeyer
Boshart	Foelker	Krulewitch	Quinn	Wells
Brady	Foster	Lansing	Rock	Wemple
Brennan	Fowler	LaFetra	Rogers	West
Burnett	Francis	Lee A E	Salomon	Whitley
Burns	Fritz	Lee W I	Santee	Whitney F G
Carnochan	Gates	Lewis	Schmitt	Whitney G H
Carrier	Grattan	Long	Schoeneck	Williams
Caughlan	Gray A B	Lupton	Schwegler	Wilson
Chamberlain	Gray F J	Matthews	Shuttleworth	Winters
Charles	Gregory	McGuire	Smith A E	Wood
Cohalan	Gunderman	Mead	Smith M F	Yale
Colne	Gurnett	Merritt	Smith Myron	Young
Coon				



Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1442) entitled "An act to amend the Forest, Fish and Game Law in relation to chief fire warden and foresters" (Int. No. 627), having been announced for a third reading,

On motion of Mr. Bass, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 1439) entitled "An act to amend the Membership Corporation Law, by authorizing the deposit with county treasurers of funds for the permanent care of lots in rural cemeteries" (Int. No. 472), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hammond	Mead	Shanahan
Allen F E	Cox	Hamn	Merritt	Smith A E
Allen J G	Crosley	Hapeman	Miller	Smith J E
Apgar	Cunningham	Harawitz	Mills	Smith M F
Averill	DeGroot	Harte	Moreland	Smith Myron
Baldwin	Donohue	Hartman	Murphy	Sprenger
Bass	Dowling	Harvey	Nevins	Stanley
Becker	Draper	Hastings	Norton	Steele
Beebe	Eagleton	Hoffman	Oglesby	Steffens
Bernstein	Eckmann	Hooker	Oliver	Story
Bird	Evans	Hooper	O'Neill	Surpluss
Bisland	Farnan	Hubbs	Palmer G M	Thompson
Bohan	Filley	Kavanagh	Palmer S J	Volk
Boshart	Fish	Keyes	Patton	Waddell
Brady	Foelker	Knapp	Phillips	Wade
Brennan	Foster	Krulewitch	Pratt	Wainwright
Burnett	Fowler	Lansing	Prentice	Weber
Burns	Francis	LaFetra	Quinn	Wedemeyer
Burzynski	Gates	Lee A E	Reilly	Wells
Campbell	Grady	Lee W I	Rock	Wemple
Carnochan	Grattan	Lewis	Rogers	West
Carrier	Gray A B	Lupton	Salomon	Whitley
Caughlan	Gray F J	Lynch	Sammon	Whitney G H
Chamberlain	Green	Maher	Santee	Williams
Charles	Gregory	Maier	Schmitt	Wilson
Cohalan	Gunderman	Matthews	Schoeneck	Winters
Colne	Gurnett	McGuire	Scovill	Yale
Coon	Hackett			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 352, Assembly reprint No. 1435), entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for game in Orange county" (Rec. No. 60), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00 .

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Moreland	Smith J E
Allen F E	Crosley	Hamn	Murphy	Smith Myron
Allen J G	Cunningham	Hapeman	Nevins	Sprenger
Apgar	DeGroot	Harawitz	Nolan	Stanley
Averill	Donohue	Hartman	Norton	Steele
Baldwin	Dowling	Hastings	Oglesby	Steffens
Bass	Draper	Hoffman	Oliver	Story
Becker	Dressing	Hooker	O'Neill	Surpless
Bedell	Eagleton	Hooper	Palmer G M	Thompson
Beebe	Evans	Hubbs	Palmer S J	Volk
Bernstein	Farnan	Kavanagh	Patton	Waddell
Bird	Feth	Keyes	Phillips	Wade
Bisland	Filley	Knapp	Pratt	Wainwright
Bohan	Fish	Krulewitch	Prentice	Weber
Boshart	Foelker	Lansing	Quinn	Wedemeyer
Brady	Foster	LaFetra	Reilly	Wells
Brennan	Fowler	Lee A E	Rock	Wemple
Burnett	Francis	Lee W I	Rogers	West
Burns	Fritz	Lewis	Salomon	Whitley
Burzynski	Gates	Lupton	Sammon	Whitney F G
Carnochan	Grady	Maher	Santee	Whitney G H
Carrier	Grattan	Maier	Schoeneck	Williams
Caughlan	Gray A B	Matthews	Schwegler	Wilson
Chamberlain	Gray F J	McGuire	Scovill	Winters
Charles	Green	Mead	Shanahan	Wood
Colne	Gregory	Merritt	Shuttleworth	Yale
Coon	Gunderman	Miller	Smith A E	Young
Cowan	Hackett	Mills		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same, with amendments.

The bill (No. 1391) entitled "An act to amend the Banking Law so as to require trust companies to keep a lawful money reserve" (Int. No. 935), having been announced for a third reading,

Mr. Eagleton moved that said bill be recommitted to the committee on banks, with instructions to report the same forthwith amended as follows:

Strike out all of page 4 after the word "immediately" on line 3.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the negative.

Mr. LaFetra moved that said bill be recommitted to the committee on banks, with instructions to report the same forthwith amended as follows:

On page 2, line 10, after the words "New York" insert "or the bounds of any municipality of the state of New York."

On page 2, line 17, after the words "New York" insert the same words.

On page 3, line 4, after the words "New York" insert the same words.

On page 3, line 11, after the words "New York" insert the same words.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the negative.

Debate was had thereon when

Mr. Moreland moved the previous question.

Mr. Speaker put the question "Shall the main question be now put?" and it was determined in the affirmative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



AYES 129  
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hapeman	Nevins	Sprenger
Allen F E	Crosley	Harawitz	Nolan	Stanley
Allen J G	Cunningham	Hartman	Norton	Steele
Apgar	DeGroot	Hastings	Oglesby	Steffens
Averill	Donohue	Hoffman	Oliver	Story
Baldwin	Dowling	Hooker	O'Neill	Surpless
Bass	Draper	Hooper	Palmer G M	Thompson
Becker	Dressing	Hubbs	Palmer S J	Tompkins
Bedell	Eagleton	Kavanagh	Patton	Volk
Bernstein	Evans	Keyes	Phillips	Waddell
Bird	Feth	Knapp	Pratt	Wade
Bisland	Fish	Krulewitch	Prentice	Wainwright
Bohan	Foelker	Lansing	Quinn	Weber
Boshart	Foster	LaFetra	Reilly	Wedemeyer
Brady	Fowler	Lee A E	Rock	Wells
Brennan	Francis	Lee W I	Rogers	Wemple
Burnett	Fritz	Maher	Salomon	Whitley
Burns	Gates	Maier	Sammon	Whitney F H
Burzynski	Grady	Matthews	Santee	Whitney G H
Carnochan	Gray A B	McGuire	Schoeneck	Williams
Carrier	Gray F J	Mead	Schwegler	Wilson
Caughlan	Green	Merritt	Shanahan	Winters
Chamberlain	Gregory	Miller	Shuttleworth	Wood
Charles	Gunderman	Mills	Smith A E	Yale
Colne	Hackett	Moreland	Smith J E	Young
Coon	Hamn	Murphy	Smith Myron	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1392) entitled "An act to amend the Tax Law in relation to reports of the State Comptroller and the payment to the State Treasurer of taxes on taxable transfers" (Int. No. 624), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130  
NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Gregory	Miller	Smith J E
Allen F E	Cox	Gunderman	Mills	Smith Myron
Allen J G	Crosley	Hackett	Moreland	Stanley
Apgar	Cunningham	Hammond	Murphy	Steele

Averill	DeGroot	Hamn	Nevins	Steffens
Baldwin	Donohue	Hapeman	Norton	Story
Bass	Dowling	Harawitz	Oglesby	Surpless
Becker	Draper	Hartman	Oliver	Thompson
Bedell	Dressing	Hastings	O'Neill	Tompkins
Beebe	Eagleton	Hoffman	Palmer G M	Volk
Bernstein	Evans	Hooker	Patton	Waddell
Bird	Farnan	Hubbs	Phillips	Wade
Bisland	Feth	Kavanagh	Pratt	Weber
Bohan	Fillee	Knapp	Prentice	Wedemeyer
Boshart	Fish	Krulewitch	Quinn	Wells
Brady	Foelker	Lansing	Reilly	Wemple
Brennan	Foster	LaFetra	Rogers	West
Burnett	Fowler	Lee A E	Salomon	Whitley
Burzynski	Francis	Lee W I	Sammon	Whitney F G
Carnochan	Fritz	Lewis	Santee	Whitney G H
Carrier	Gates	Maher	Schoeneck	Williams
Caughlan	Grady	Maier	Schwegler	Wilson
Chamberlain	Grattan	Matthews	Scovill	Winters
Charles	Gray A B	McGuire	Shanahan	Wood
Colne	Gray F J	Mead	Shuttleworth	Yale
Coon	Green	Merritt	Smith A E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1440) entitled "An act to amend the Public Health Law in relation to pharmacy" (Int. No. 291), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Gurnett	Matthews	Smith A E
Allen F E	Crosley	Hackett	McGuire	Smith J E
Allen J G	Cunningham	Hammond	Mead	Smith M F
Apgar	DeGroot	Hamn	Moreland	Smith Myron
Averill	Donohue	Hapeman	Murphy	Sprenger
Baldwin	Dowling	Harawitz	Nevins	Stanley
Bass	Draper	Harte	Nolan	Steele
Becker	Eagleton	Hartman	Oglesby	Steffens
Bernstein	Eckmann	Hastings	O'Neill	Surpless
Bird	Evans	Hoffman	Palmer G M	Thompson
Bisland	Farnan	Hooker	Palmer S J	Tompkins
Bohan	Feth	Hooper	Patton	Volk
Brady	Fillee	Hubbs	Phillips	Waddell
Brennan	Fish	Kavanagh	Pratt	Wade
Burnett	Foelker	Keyes	Prentice	Wainwright

Burns	Foster	Krulewitch	Quinn	Weber
Burzynski	Fowler	Lansing	Rock	Wedemeyer
Carnochan	Francis	LaFetra	Rogers	Wells
Carrier	Fritz	Lee A E	Salomon	Wemple
Caughlan	Gates	Lee W I	Santee	West
Chamberlain	Grattan	Lewis	Schmitt	Whitney F G
Charles	Gray A B	Long	Schoeneck	Whitney G H
Cohalan	Gray F J	Lupton	Schwegler	Wilson
Colne	Green	Lynch	Scovill	Winters
Coon	Gregory	Maher	Shanahan	Wood
Cowan	Gunderman	Maier	Shuttleworth	Yale

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1437) entitled "An act to amend the Forest, Fish and Game Law relating to the possession and sale of woodcock, grouse and quail" (Int. No. 899), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hapeman	Mills	Smith J E
Allen F E	DeGroot	Harawitz	Moreland	Smith M F
Allen J G	Donohue	Harte	Murphy	Smith Myron
Apgar	Dowling	Hartman	Nevins	Sprenger
Averill	Draper	Harvey	Norton	Stanley
Becker	Eagleton	Hastings	Oglesby	Steele
Beebe	Eckmann	Hooker	Oliver	Steffens
Bernstein	Evans	Hubbs	O'Neill	Story
Bird	Farnan	Kavanagh	Palmer G M	Surplless
Bisland	Filley	Keyes	Palmer S J	Volk
Bohan	Fish	Knapp	Patton	Waddell
Boshart	Foelker	Krulewitch	Phillips	Wade
Brady	Fowler	Lansing	Pratt	Wainwright
Brennan	Francis	LaFetra	Prentice	Weber
Burnett	Gates	Lee A E	Quinn	Wedemeyer
Burns	Grady	Lee W I	Reilly	Wells
Burzynski	Grattan	Lewis	Rock	Wemple
Carnochan	Gray A B	Lupton	Rogers	West
Carrier	Gray F J	Lynch	Salomon	Whitley
Caughlan	Green	Maher	Sammon	Whitney F G
Chamberlain	Gregory	Maier	Santee	Whitney G H
Charles	Gunderman	Matthews	Schmitt	Wilson
Cohalan	Gurnett	McGuire	Schoeneck	Winters
Colne	Hackett	Mead	Scovill	Wood
Coon	Hammond	Merritt	Shanahan	Yale
Cowan	Hamn	Miller	Shuttleworth	Young
Cox				



Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1441) entitled "An act to amend chapter thirty-three of the Laws of eighteen hundred and ninety-six, entitled 'An act to extend the time for the completion of the Rhinebeck and Rhinecliff Street Surface Railroad Company' in relation to extension of time to complete" (Int. No. 162), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 77

NOES 44

Those who voted in the affirmative were:

Allen F E	Cunningham	Hooper	Mills	Smith Myron
Allen J G	DeGroot	Hubbs	Oliver	Steele
Apgar	Dowling	Keyes	O'Neill	Surplless
Averill	Eagleton	Knapp	Patton	Thompson
Bisland	Eckmann	Krulewitch	Phillips	Volk
Bohan	Filley	Lansing	Quinn	Waddell
Brennan	Fish	LaFetra	Rock	Wade
Burnett	Foelker	Lewis	Rogers	Weber
Burns	Foster	Lupton	Salomon	Wemple
Caughlan	Fowler	Lynch	Santee	Whitley
Charles	Gates	Maher	Schoeneck	Williams
Cohalan	Grattan	Matthews	Scovill	Wilson
Colne	Gray A B	McGuire	Shuttleworth	Wood
Coon	Hackett	Merritt	Smith A E	Yale
Cowan	Hartman	Miller	Smith J E	Young
Cox	Hastings			

Those who voted in the negative were:

Agnew	Evans	Hapeman	Nolan	Sprenger
Bass	Feth	Hooker	Oglesby	Stanley
Becker	Francis	Kavanagh	Palmer G M	Wainwright
Beebe	Fritz	Lee W I	Palmer S J	Wedemeyer
Bird	Grady	Long	Pratt	Wells
Burzynski	Green	Maier	Schmitt	West
Campbell	Gregory	Moreland	Schwegler	Whitney G H
Carnochan	Gunderman	Murphy	Shanahan	Winters
Donohue	Hamn	Nevins	Smith M F	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1361) entitled "An act to amend chapter five hundred and sixty-two of the Laws of nineteen hundred and five, entitled 'An act to provide for the taxation for school purposes of the lands owned by the State and situate within the boundaries of union free school district number two of the town of Wawarsing, Ulster county,' relative to the assessment and payment of taxes" (Int. No. 748), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Merritt	Smith J E
Allen F E	Crosley	Hamn	Miller	Smith M F
Allen J G	Cunningham	Hapeman	Mills	Smith Myron
Apgar	DeGroot	Harawitz	Moreland	Sprenger
Averill	Donohue	Harte	Murphy	Stanley
Baldwin	Dowling	Hastings	Nolan	Steele
Bass	Draper	Hoffman	Oglesby	Steffens
Becker	Eagleton	Hooker	Oliver	Story
Beebe	Eckmann	Hooper	O'Neill	Surpless
Bernstein	Evans	Hubbs	Palmer G M	Tompkins
Bird	Farnan	Kavanagh	Palmer S J	Volk
Bisland	Feth	Keyes	Patton	Waddell
Bohan	Filley	Knapp	Phillips	Wade
Boshart	Fish	Krulewitch	Pratt	Wainwright
Brennan	Foelker	LaFetra	Prentice	Weber
Burnett	Foster	Lee A E	Quinn	Wedemeyer
Burns	Fowler	Lee W I	Rock	Wells
Burzynski	Francis	Lewis	Rogers	Wemple
Carnochan	Fritz	Long	Salomon	West
Carrier	Gates	Lupton	Santee	Whitney F G
Caughlan	Grattan	Lynch	Schmitt	Whitney G H
Chamberlain	Gray A B	Maher	Schoeneck	Williams
Charles	Gray F J	Maier	Scovill	Wilson
Cohalan	Green	Matthews	Shanahan	Winters
Colne	Gregory	McGuire	Shuttleworth	Wood
Coon	Gunderman	Mead	Smith A E	Young
Cowan	Hackett			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1362) entitled "An act to amend the Penal Code, relating to sentences to imprisonment in the New York State Reformatory at Elmira" (Int. No. 430), having been announced for a third reading,

On motion of Mr. Cunningham, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 1360) entitled "An act to amend chapter seven hundred and twenty-four of the Laws of nineteen hundred and five, entitled 'An act to provide for an additional supply of pure and wholesome water for the city of New York; and for the acquisition of lands or interests therein and for the construction of the necessary reservoirs, dams, aqueducts, filters and other appurtenances for that purpose; and for the appointment of a commission with the powers and duties necessary and proper to attain these objects' in regard to an additional supply of pure and wholesome water for the city of New York" (Int. No. 145), having been announced for a third reading,

Mr. Campbell moved that said bill be recommitted to the committee on electricity, gas and water supply, with instructions to report the same forthwith amended as follows:

'Page 2, strike out all of line 23 and the word "body" in line 24, and insert in place thereof the words "and referred back to the vote of the city of New York for ratification at the next election."

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



AYES 125  
NOES 00

Those who voted in the affirmative were:

Allen F E	Cox	Hapeman	Mills	Smith J E
Allen J G	Cunningham	Harawitz	Moreland	Smith M F
Apgar	DeGroot	Harte	Murphy	Smith Myron
Averill	Donohue	Hartman	Nevins	Sprenger
Bass	Dowling	Harvey	Norton	Stanley
Becker	Draper	Hastings	Oglesby	Steele
Beebe	Eagleton	Hoffman	Oliver	Steffens
Bernstein	Eckmann	Hooker	O'Neill	Story
Bird	Evans	Hooper	Palmer G M	Surplless
Bohan	Farnan	Hubbs	Palmer S J	Thompson
Boshart	Filley	Kavanagh	Patton	Volk
Brady	Fish	Keyes	Phillips	Waddell
Brennan	Foelker	Knapp	Pratt	Wainwright
Burnett	Fowler	Lansing	Prentice	Weber
Burns	Francis	LaFetra	Quinn	Wedemeyer
Burzynski	Gates	Lee A E	Reilly	Wells
Campbell	Grady	Lee W I	Rock	Wemple
Carnochan	Grattan	Lewis	Rogers	West
Carrier	Gray A B	Lupton	Salomon	Whitley
Caughlan	Gray F J	Lynch	Sammon	Whitney F G
Chamberlain	Green	Maher	Santee	Whitney G H
Charles	Gregory	Maier	Schmitt	Williams
Cohalan	Gunderman	Matthews	Schoeneck	Wilson
Colne	Gurnett	Mead	Seovill	Wood
Coon	Hammond	Merritt	Shanahan	Yale
Cowan	Hamn	Miller	Smith A E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 505) entitled "An act to amend chapter four hundred and sixty-eight of the Laws of eighteen hundred and ninety, known as the Highway Law, in relation to limitations upon laying out highways" (Rec. No. 96), having been announced for a third reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 535) entitled "An act to authorize the Comptroller to hear and determine the application of Charles L. Weeks for cancellation of the tax sale made by the Comptroller in the year nineteen hundred of subdivision number four of lot number four of Rogers (Platt) and Company's road patent, Essex county" (Rec. No. 162), was read the third time, having been printed and upon the desks of the members in its final form, at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Murphy	Smith J E
Allen F E	Crosley	Hamn	Nevins	Smith Myron
Allen J G	Cunningham	Hapeman	Nolan	Stanley
Apgar	DeGroot	Harawitz	Norton	Steele
Averill	Donohue	Hartman	Oglesby	Steffens
Baldwin	Dowling	Hastings	Oliver	Story
Bass	Draper	Hoffman	O'Neill	Surpluss
Becker	Dressing	Hooker	Palmer G M	Thompson
Bedell	Eagleton	Hooper	Palmer S J	Tompkins
Beebe	Evans	Hubbs	Patton	Volk
Bernstein	Farnan	Keyes	Phillips	Waddell
Bird	Feth	Knapp	Pratt	Wade
Bisland	Fish	Krulewitch	Prentice	Wainwright
Bohan	Foelker	Lansing	Quinn	Weber
Boshart	Foster	LaFetra	Reilly	Wedemeyer
Brady	Fowler	Lee A E	Rock	Wells
Brennan	Francis	Lee W I	Rogers	Wemple
Burnett	Fritz	Lewis	Salomon	West
Burns	Gates	Lupton	Sammon	Whitley
Burzynski	Grady	Maier	Santee	Whitney G H
Carnochan	Grattan	Maier	Schoeneck	Williams
Caughlan	Gray A B	Matthews	Schwegler	Wilson
Chamberlain	Gray F J	McGuire	Scovill	Winters
Charles	Green	Mead	Shanahan	Wood
Colne	Gregory	Merritt	Shuttleworth	Yale
Coon	Gunderman	Mills	Smith A E	Young
Cowan	Hackett	Moreland		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 564) entitled "An act to amend the Greater New York charter by the addition of a new section to be known as section one hundred and forty-nine-a, to provide for the compilation of statistics by the various officials, boards, corporations, et cetera, having custody of city or county property, or receiving or disbursing moneys received from the city or the counties thereof, and by the amendment of section one hundred and fifty-one to provide for the establishment of a bureau of investigation and statistics in the department of finance" (Rec. No. 110), having been announced for a third reading,

On motion of Mr. Rogers, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

Mr. Moreland moved that all further proceedings under the close call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

The bill (No. 1400) entitled "An act to amend the Civil Service Law, in relation to veterans" (Int. No. 571), having been announced for a second reading,

Mr. DeGroot moved to amend as follows:

On page 3, in line 8, after the word "compensation" insert and inclose in brackets and parentheses as here indicated, the following: "[intended to bring about his resignation]."

On page 4, in line 4, after the word "state" and the comma which follows it, insert the following: "or who shall have been a bona fide member thereof at the time of the disbandment of said [such] volunteer fire department,".

On page 4, in line 20, after the word "fireman" insert the following: "or any volunteer fireman who at the time of the disbandment, was a bona fide member of the volunteer fire department,".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 1474) entitled "An act to amend the Forest, Fish and Game Law relative to certain varieties of imported European birds, by adding a new section to be known as section thirty-eight-a" (Int. No. 1179), was read the second time.

On motion of Mr. Knapp, said bill was placed on the order of third reading.

On motion of Mr. Knapp, said bill was recommitted to the committee on fisheries and game, retaining its place on the order of third reading.

The bill (No. 1540) entitled "An act to amend the Village Law relative to poles and wires upon or conduits under streets and railways thereon" (Int. No. 784), was read the second time.



On motion of Mr. Miller, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1530) entitled "An act to amend chapter three hundred and thirty-nine of the Laws of eighteen hundred and eighty-three, entitled 'An act concerning pawnbrokers,' by adding thereto a new section in relation to property stolen or embezzled" (Int. No. 520), having been announced for a second reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 1527) entitled "An act to enable the Montauk tribe of Indians in the name of their chief or head to maintain actions in the courts of this State to establish and enforce their rights in and to certain real and personal property" (Int. No. 261), having been announced for a second reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 1526) entitled "An act to amend the Greater New York charter, relative to setting apart piers for recreation" (Int. No. 179), was read the second time.

On motion of Mr. Hackett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1509) entitled "An act to establish and maintain a seaside park for the health and recreation of the citizens of the city of New York" (Int. No. 1209), having been announced for a second reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The Senate bill (No. 107) entitled "An act to amend subdivisions two and three of section fifteen of article two and section one hundred and twenty-one of article four of chapter three hundred of the Laws of nineteen hundred and four, entitled 'An act to revise and consolidate the several acts relative to the city of Niagara Falls' in relation to aldermen" (Rec. No. 15), having been announced for a second reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

Mr. Oliver offered for the consideration of the House a resolution, in the words following:

Resolved, That a respectful message be sent to the Senate requesting the return to the Assembly of the Assembly bill (No. 49, Int. No. 49), entitled "An act to amend section seven of chapter three hundred and thirty-nine of the Laws of eighteen hundred and eighty-three, entitled 'An act concerning pawn-brokers,' relative to rate of interest," for the purpose of a hearing.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

AYES 42

NOES 36

Those who voted in the affirmative were:

Allen F E	Crosley	McGuire	Patton	Stanley
Allen J G	Fish	Merritt	Phillips	Steele
Apgar	Gray A B	Miller	Quinn	Tompkins
Bohan	Gunderman	Mills	Rogers	Volk
Brady	Hackett	Nevins	Sammon	Wedemeyer
Burzynski	Hooker	Nolan	Santee	Wemple
Charles	Kavanagh	Oliver	Smith A E	Whitney G H
Cohalan	Lynch	Palmer G M	Smith J E	Young
Cox	Matthews			

Those who voted in the negative were:

Brennan	Feth	Hamn	Lupton	Smith Myron
Burnett	Filley	Hapeman	Maier	Sprenger
Carnochan	Foster	Harte	Moreland	Surplus
Colne	Fowler	Harvey	Palmer S J	Wainwright
Cowan	Francis	Hoffman	Rock	West
DeGroot	Green	Lansing	Schmitt	Whitley
Draper	Gregory	Long	Smith M F	Winters
Eckmann				

Mr. Oliver.—I move that the vote by which this motion was lost be reconsidered, and that said motion lie on the table.

Mr. Speaker.—The Chair will hold in this instance that the motion to recall the bill from the Senate is in effect a motion to reconsider the vote by which the bill was passed. The motion

of the gentleman from New York, Mr. Oliver, is not in order. The House cannot reconsider twice on a motion on a question that is already considered.

Mr. Oliver.—I ask now for instruction and information. Is it in order to move that the vote by which this bill was passed be reconsidered, and that that motion lie on the table.

Mr. Speaker.—The Chair would state that the motion comes too late. The bill was passed Friday, and the motion to reconsider has to be made on the same day or the next following.

A Voice.—What was the vote?

Mr. Clerk.—42 to 36.

Mr. Oliver.—Well, the resolution is passed?

Mr. Speaker.—The Chair will hold that it takes 76 votes.

Mr. Evans offered for the consideration of the House a resolution, in the words following:

Resolved, That there be printed 2,500 additional copies of the annual report of the Fiscal Supervisor of State Charities for the year 1906, to be bound in cloth, for the use of said Fiscal Supervisor.

Which was referred to the committee on public printing.

A communication was received from Hon. A. W. Thompson, mayor of the city of Kingston, returning Assembly bill (No. 55, Int. No. 55), entitled "An act to amend chapter seven hundred and forty-seven of the Laws of eighteen hundred and ninety-six, entitled 'An act to revise and consolidate the several acts in relation to the city of Kingston, to revise the charter of said city, and to establish a city court therein and define its jurisdiction and powers;' relative to the powers of the mayor," with a message that said mayor, after a public hearing thereon, approves said bill, but that the common council does not approve and accept the same.

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate returned the Assembly bill (No. 615, Senate reprint No. 717, Int. No. 286) entitled "An act to repeal the provision



of the Village Law requiring enumerations, and amending section forty thereof, in relation to the classification of villages," with a message that they have concurred in the passage of the same with the following amendments:

Line 9, page 1, strike out the words "either village", and underscore the words "state or federal".

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate returned the bill (No. 826, Int. No. 372), entitled "An act to amend the Village Law, relative to street improvements," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 605, Int. No. 556) entitled "An act to change the name of the Evangelical Congregational Church, of Schenectady, New York, a religious corporation to the First Congregational Church of Schenectady, New York," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 1079, Int. No. 467) entitled "An act to amend the Military Code relative to armories," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 630, Int. No. 580) entitled "An act to amend the Military Code, relative to relief from civil or criminal liability, security for and award of costs," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 873, Int. No. 429) entitled "An act to amend chapter five hundred and eighteen of the Laws of eighteen hundred and sixty-seven, entitled 'An act to amend an act, entitled "An act to incorporate the village of White

Plains,"' relative to revising certain sections of the charter," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 558, Int. No. 521) entitled "An act creating the offices of police justice and assistant police justice, in the village of Port Chester, in the county of Westchester, and to provide for the raising annually an amount sufficient to pay the salaries of said officers," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 463, Int. No. 433) entitled "An act to amend chapter one hundred and sixteen of the Laws of eighteen hundred and ninety-seven, entitled 'An act to make the office of county clerk of Washington county a salaried office, and regulating the management of said office,' relative to the number of appointees and the salary of each," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 350, Int. No. 326) entitled "An act to amend the Forest, Fish and Game Law relative to the establishment of a close season in towns," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 651, Int. No. 597) entitled "An act to amend chapter one hundred and ninety-four of the Laws of eighteen hundred and seventy-nine, entitled 'An act to revise and amend chapter one hundred and forty-four of the Laws of eighteen hundred and sixty-one,' entitled "An act to amend and consolidate the several acts relating to the village of Palmyra,"' in relation to sewers," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 747, Int. No. 283) entitled "An act to amend section one of title sixteen, chapter eight, part three of the Revised Statutes, relative to the drainage of low lands," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 1217, Int. No. 999) entitled "An act to legalize and validate a certificate of indebtedness or bond of the town of Deerfield, in the county of Oneida, executed by the town board and commissioner of highways of said town, for the purpose of paying back indebtedness of said town," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 1036, Int. No. 477) entitled "An act to amend chapter three hundred and eighty-eight of the Laws of eighteen hundred and fifty-four, entitled 'An act to incorporate the village of Lyons' generally, and the several acts amendatory thereof and supplemental thereto, and repealing section two of chapter twenty-two of the Laws of eighteen hundred and fifty-nine," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 976, Int. No. 364) entitled "An act to make the office of county clerk of Ulster county a salaried office, and regulating the management of said office," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 699, Int. No. 240) entitled "An act to amend the Highway Law, in relation to the construction and maintenance of ditches or drains," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 175, Int. No. 158) entitled



"An act to release to the heirs of Margaret Tracey, widow of Dennis Tracey, of all the right, title and interest of the people of the State of New York, in and to certain real estate situate in the town of **Deerpark**, county of Orange and State of New York, acquired by escheat or otherwise, upon the death of said Dennis Tracey," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 189, Int. No. 189) entitled "An act to release to Francis Neher all the right, title and interest of the people of the State of New York in and to certain real estate situated in the Twenty-second ward of the city and county and State of New York, acquired by escheat, upon the death of Elizabeth Mattson," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 439, Int. No. 409) entitled "An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill and the several acts amendatory thereof,' in relation to the construction and maintenance of public docks within the village," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 563, Int. No. 527) entitled "An act to release to Bridget Buckley, all the right, title and interest of the people of the State of New York in and to certain real estate, in the town of Perinton, county of Monroe," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 1264, Int. No. 681) entitled "An act to amend chapter one hundred and six of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise, consolidate and amend the several acts relating to the village of

Mechanicville, and to repeal certain acts,' and the acts amendatory thereof, relating to the powers and duties of the president, constitution of the board of trustees, appointment of village attorney, and the village funds known as the general fund and the highway fund," with a message that they have reconsidered their vote by which said bill was passed, and as amended have again passed the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 1306, Int. No. 272) entitled "An act to make the office of the county clerk of Cayuga county a salaried office and regulating the management of said office," with a message that they have reconsidered their vote by which said bill was passed, and as amended have again passed the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the Senate bill (No. 393, Assembly reprint No. 1304, Rec. No. 50) entitled "An act to amend section twenty-five hundred and ten of the Code of Civil Procedure in relation to the examination of the witnesses to wills," with a message that they have concurred in the amendments of the Assembly made thereto.

Ordered, That the Clerk return said bill to the Senate.

The privileges of the floor were extended to Hon. Joseph I. Green, Hon. W. W. Cocks and Mayor Doyle.

On motion of Mr. Moreland, the House adjourned.

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### WEDNESDAY, MARCH 21, 1906.

The House met pursuant to adjournment.

Prayer by Rev. Thomas B. Gardner, Newtonville.

On motion of Mr. Moreland, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act making an appropriation for the State Industrial School at Rush" (No. 745, Rec. No. 167), which was read the first time and referred to the committee on ways and means.

"An act to amend the Insanity Law, relative to buildings for the holding of religious services" (No. 613, Rec. No. 168), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Insanity Law relative to food supplies to officers and employees of State hospitals" (No. 615, Rec. No. 169), which was read the first time and referred to the committee on the judiciary.

"An act to repeal chapter six hundred and thirty-two of the Laws of nineteen hundred and three, entitled 'An act to regulate the practice of barbering in the State of New York'" (No. 786, Rec. No. 170), which was read the first time and referred to the committee on public health.

"An act to amend chapter seventy-three of the Laws of eighteen hundred and forty-six, entitled 'An act authorizing trusts for the benefit of the owners and occupants of mill privileges on the Wynant's kill'" (No. 609, Rec. No. 171), which was read the first time.

On motion of Mr. Nolan, and by unanimous consent, said bill was read the second time and ordered to a third reading.

"An act relative to the Wynantskill Improvement Association" (No. 610, Rec. No. 172), which was read the first time.

On motion of Mr. Nolan, and by unanimous consent, said bill was read the second time and ordered to a third reading.

"An act to amend the Highway Law, in relation to exempting Westchester county from the poll tax" (No. 663, Rec. No. 173), which was read the first time and referred to the committee on internal affairs.

"An act to amend chapter sixty-seven of the Laws of eighteen hundred and ninety-six, entitled 'An act to amend chapter two hundred and thirty-three of the Laws of eighteen hundred and ninety, entitled "An act to incorporate the New York and New Jersey Bridge Company, for the purpose of constructing and maintaining a permanent bridge for passenger and other traffic over the waters between New York city and the State of New Jersey, together with all necessary connections, appurtenances and approaches thereto and stations"' (No. 241, Rec. No. 174),



which was read the first time and referred to the committee on the judiciary.

"An act to change the name of the Prospect Park Presbyterian Church of Brooklyn, New York, to the Parkside Church, Presbyterian, of Brooklyn, New York" (No. 692, Rec. No. 175), which was read the first time and referred to the committee on charitable and religious societies.

"An act to reappropriate money for the erection of an armory in the city of Buffalo for the use of the Sixty-fifth Regiment, National Guard, as provided by chapter two hundred and fifty-six of the Laws of nineteen hundred" (No. 486, Rec. No. 176), which was read the first time and referred to the committee on ways and means.

"An act to extend the time of the Buffalo, Thousand Islands and Portland Railroad Company to commence and complete the construction of its railroad" (No. 644, Rec. No. 177), which was read the first time and referred to the committee on railroads.

"An act to relieve Allen P. March, a justice of the town of Brookfield, in Madison county, from forfeiture of his office by reason of delay in filing his oath of office, and legalizing his official acts" (No. 695, Rec. No. 178), which was read the first time.

On motion of Mr. Fish, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Fish, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Miller	Smith J E
Allen F E	Crosley	Hamn	Mills	Smith M F
Allen J G	Cunningham	Hapeman	Moreland	Sprenger
Apgar	DeGroot	Harawitz	Murphy	Stanley

Averill	Donohue	Harte	Nevins	Steele
Bass	Dowling	Hastings	Nolan	Steffens
Becker	Draper	Hoffman	Oglesby	Story
Beebe	Eagleton	Hooker	Oliver	Surpless
Bernstein	Eckmann	Hooper	O'Neill	Thompson
Bird	Evans	Hubbs	Palmer G M	Tompkins
Bisland	Farnan	Kavanagh	Palmer S J	Volk
Bohan	Feth	Keyes	Patton	Waddell
Boshart	Filley	Knapp	Phillips	Wade
Brady	Fish	Krulewitch	Pratt	Wainwright
Brennan	Foelker	Lansing	Prentice	Weber
Burnett	Foster	LaFetra	Quinn	Wedemeyer
Burns	Fowler	Lee A E	Rock	Wemple
Burzynski	Francis	Lee W I	Rogers	West
Carnochan	Fritz	Lewis	Salomon	Whitley
Carrier	Grattan	Long	Santee	Whitney F G
Caughlan	Gray A B	Lupton	Schmitt	Whitney G H
Chamberlain	Gray F J	Lynch	Schoeneck	Williams
Charles	Green	Maher	Schwegler	Wilson
Cohalan	Gregory	Maier	Scovill	Winters
Colne	Gunderman	Matthews	Shanahan	Yale
Coon	Gurnett	Mead	Shuttleworth	Young
Cowan	Hackett	Merritt	Smith A E	

Ordered, That the Clerk return said bill to the Senate. with a message that the Assembly have concurred in the passage of the same.

"An act to amend section five of chapter nine hundred and nine of the Laws of eighteen hundred and ninety-six, known as the Election Law" (No. 183, Rec. No. 179), which was read the first time and referred to the committee on the judiciary.

"An act to amend an act entitled 'An act in relation to elections' constituting chapter six of the general laws" (No. 184, Rec. No. 180), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Banking Law so as to require trust companies to keep a lawful money reserve" (No. 687, Rec. No. 181), which was read the first time and referred to the committee on banks.

"An act to make the office of county clerk of Wyoming county a salaried office, and regulating the management of said office" (No. 699, Rec. No. 182), which was read the first time and referred to the committee on internal affairs.

"An act to create and establish a policemen's relief and pension fund for the police department of the city of Utica and authorizing the granting and payment of relief and pensions to the officers

and members of said department entitled thereto" (No. 536, Rec. No. 183), which was read the first time and referred to the committee on affairs of cities.

"An act to amend section twenty-seven hundred and forty-three of the Code of Civil Procedure, relative to decrees for the payment and distribution of estates of decedents" (No. 778, Rec. No. 184), which was read the first time and referred to the committee on codes.

"An act to amend chapter five hundred and seventy-two of the Laws of nineteen hundred and two, entitled 'An act to revise and amend an act to incorporate the city of Middletown and the acts amendatory thereof,' in relation to boundaries" (No. 290, Rec. No. 185), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Code of Civil Procedure, relative to the time to publish in substituted service" (No. 779, Rec. No. 186), which was read the first time and referred to the committee on codes.

Mr. Cohalan introduced a bill entitled "An act to amend the Greater New York charter in relation to the powers of the commissioners of the sinking fund" (Int. No. 1264), which was read the first time and referred to the committee on affairs of cities.

Also, by request, "An act to authorize the Regents of the University to issue to Edward L. Fendler of New York city, a dental student's certificate and to admit him to examinations for a dental license" (Int. No. 1265), which was read the first time and referred to the committee on the judiciary.

Mr. Hastings introduced a bill entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-eight, entitled 'An act to amend chapter five hundred and forty-one of the Laws of eighteen hundred and sixty-five, entitled "An act to incorporate the city of Newburgh," and the several acts amendatory thereof,' in relation to the improvement of streets in said city" (Int. No. 1266), which was read the first time and referred to the committee on affairs of cities.

Mr. Hoffman (by request) introduced a bill entitled "An act



to enable the board of police commissioners of the city of New York, to rehear and determine the charges against William H. Duggan, formerly a patrolman of the police department of said city, and to reinstate him in said department" (Int. No. 1267), which was read the first time and referred to the committee on affairs of cities.

Mr. Knapp introduced a bill entitled "An act to authorize the State Comptroller to hear and determine the application of Emerson C. Felton and Abram N. Delong, for the cancellation of the tax sale of eighteen hundred and fifty-three of lot ninety-seven, Duerville patent, town of Altona, Clinton county" (Int. No. 1268), which was read the first time and referred to the committee on ways and means.

Mr. Lewis introduced a bill entitled "An act authorizing the Phoenix Fuel, Light and Water Company to take water from the Oneida river for the purposes of such corporation" (Int. No. 1269), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Shanahan introduced a bill entitled "An act to authorize a change in the site of the astronomical observatory of the Brooklyn Institute of Arts and Sciences and to provide for the erection and maintenance of said observatory" (Int. No. 1270), which was read the first time and referred to the committee on affairs of cities.

Mr. Surpless introduced a bill entitled "An act to amend the Greater New York charter, relative to a zoological garden in Forest park, borough of Brooklyn" (Int. No. 1271), which was read the first time and referred to the committee on affairs of cities.

Mr. Wells introduced a bill entitled "An act to amend chapter six hundred and ninety of the Laws of eighteen hundred and ninety-two, entitled 'An act in relation to insurance corporations constituting chapter thirty-eight of the general laws' as amended, so far as it relates to securities title guaranty corporations" (Int. No. 1272), which was read the first time and referred to the committee on insurance.

Mr. G. H. Whitney introduced a bill entitled "An act to amend chapter two hundred and twenty of the Laws of eighteen hundred and sixty-six, entitled 'An act to amend the charter of the village of Saratoga Springs and the several acts amendatory thereof'" (Int. No. 1273), which was read the first time and referred to the committee on affairs of villages.

Also, "An act to amend chapter two hundred and twenty of the Laws of eighteen hundred and sixty-six, entitled 'An act to amend the charter of the village of Saratoga Springs and the several acts amendatory thereof'" (Int. No. 1274), which was read the first time and referred to the committee on affairs of villages.

Also, "An act to amend chapter five hundred and six of the Laws of nineteen hundred and two, entitled 'An act to amend the charter of the village of Saratoga Springs and to provide for the appointment of sewer, water and street commissioners for said village and to prescribe their powers and duties'" (Int. No. 1275), which was read the first time and referred to the committee on affairs of villages.

Also, "An act to amend chapter two hundred and twenty of the Laws of eighteen hundred and sixty-six, entitled 'An act to amend the charter of the village of Saratoga Springs, and the several acts amendatory thereof'" (Int. No. 1276), which was read the first time and referred to the committee on affairs of villages.

Mr. Schoeneck introduced a bill entitled "An act to amend the Tax Law, in relation to the real property of colleges and universities" (Int. No. 1277), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Wainwright introduced a bill entitled "An act to provide for the appointment of Supreme Court commissioners of appraisal, estimate or estimate and assessment in condemnation proceedings in judicial departments containing counties having a certain population, and for the mode of selecting and appointing such commissioners in and for each of said judicial departments" (Int. No. 1278), which was read the first time and referred to the committee on the judiciary.

Mr. Sprenger introduced a bill entitled "An act to repeal section seventy-four of the Code of Civil Procedure" (Int. No. 1279), which was read the first time and referred to the committee on codes.

Mr. Dowling introduced a bill entitled "An act to amend the Public Health Law, in relation to the licensing of certain persons to practice dentistry" (Int. No. 1280), which was read the first time and referred to the committee on public health.

Mr. Norton introduced a bill entitled "An act for the construction of a bridge across South bay in Washington county, and making an appropriation therefor" (Int. No. 1281), which was read the first time and referred to the committee on ways and means.

Mr. Surpless introduced a bill entitled "An act to amend sections seventy-four and seventy-five of the Code of Civil Procedure, in relation to attorneys and counselors" (Int. No. 1282), which was read the first time and referred to the committee on codes.

Mr. Chamberlain introduced a bill entitled "An act to amend the Railroad Law, in relation to the use of 'T' rails in the streets of cities and villages" (Int. No. 1283), which was read the first time and referred to the committee on railroads.

Mr. Maier introduced a bill entitled "An act to amend the Village Law, in relation to franchises and the filing thereof" (Int. No. 1284), which was read the first time and referred to the committee on affairs of villages.

Mr. Shuttleworth introduced a bill entitled "An act to incorporate the city of Lackawanna" (Int. No. 1285), which was read the first time and referred to the committee on affairs of cities.

By unanimous consent, Mr. Hoffman introduced a bill entitled "An act to amend section sixteen of chapter one hundred and twelve, of the Laws of eighteen hundred and ninety-six, entitled 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and to provide for local option, constituting chapter twenty-nine of the general laws,' in relation to permitting the sale of liquor on Sunday" (Int. No. 1286),



which was read the first time and referred to the committee on excise.

By unanimous consent, Mr. Oglesby introduced a bill entitled "An act to amend section three of title four of chapter six hundred and thirty-five of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Yonkers,' and the several acts amendatory thereof and supplemental thereto, relating to empowering the common council to levy and raise money by tax" (Int. No. 1287), which was read the first time.

On motion of Mr. Oglesby, and by unanimous consent, said bill was read the second time and ordered to a third reading and referred to the committee on affairs of cities.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Burns (No. 138, Int. No. 120), entitled "An act to amend the Greater New York charter in relation to the purchase of supplies, and the making of repairs and alterations for the various courts and departments of the city of New York," reported the same with the following amendment:

Page 2, line 1, beginning with the word "also" strike out all down to and including the word "required", in line 6, and insert in place thereof the following:

"Also repairs and alterations to office furniture and fixtures required and needed for the courts located therein, and for the public offices for which no appropriation may have been provided in the annual budget for such public office or department; which articles shall be furnished, and repairs and alterations made, upon written requisition signed by the justice of the court or by the head of the department in which same are required."

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Wade, from the committee on taxation and retrenchment, to which was referred Assembly bill introduced by Mr. O'Neill (No. 1427, Int. No. 1156), entitled "An act to amend the Tax Law in relation to taxable transfers," reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Wade, from the committee on taxation and retrenchment, to which was referred Assembly bill (No. 1252, Int. No. 1037) introduced by Mr. Dowling, entitled "An act to amend the Tax Law in relation to the taxation of debts secured by mortgages," reported in favor of the passage of the same with the following amendments:

Page 1, line 9, strike out the word "Definition" and insert the word "Definitions".

Page 2, line 24, strike out the word "compensation" and the brackets inclosing it. Omit the underscoring under the word "expenses".

Page 3, line 2, underscore the words "on prior mortgages".

Page 3, line 6, after the word "estate" omit the ",."

Page 3, line 11, omit the underscoring under the word "state."

Page 3, line 26, after the word "taxation" omit the ",."

Page 4, line 3, omit the word "and" between the words "hundred" and "eighty-seven".

Page 4, line 4, omit the word "and" between the words "hundred" and "eighty-seven-a"; same line, omit the word "and" between the words "hundred" and "eighty-seven-b".

Page 4, line 4, after the words "eighty-seven-a" strike out the semicolon and insert a ",."

Page 6, line 8, after the word "hundred" strike out the word "and".

Page 6, line 14, after the word "thereafter" strike out the ",."

Page 10, line 9, strike out the word "first" and insert the word "trust".

Page 11, line 5, strike out the word "mortgaged" and insert the word "mortgage".

Page 12, line 8, after the word "property" insert a ",."

Page 12, line 11, strike out the word "insure" and insert the word "inure".

Page 12, line 17, strike out the word "be" between the words "may" and "become".

Page 13, line 22, strike out the word "said" and insert the word "state".

Page 14, line 23, strike out the word "and" between the words "hundred" and "ninety-three".

Page 15, line 4, insert the word "the" between the words "and" and "property".

Page 15, line 18, strike out the word "portion" and insert the word "proportion".

Page 18, line 12, strike out the word "sections" and insert the word "section".

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Steele, from the committee on affairs of villages, to which was referred Assembly bill introduced by Mr. Phillips (No. 1381, Int. No. 1124), entitled "An act to amend the Village Law, in relation to the qualification of voters."

Also, Assembly bill introduced by Mr. Miller (No. 1562, Int. No. 1225) entitled "An act to authorize the village of Sea Cliff to lease certain lands owned by said village."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Steele, from the committee on affairs of villages, to which was referred Assembly bill (No. 1188, Int. No. 982) introduced by Mr. Wainwright, entitled "An act to amend chapter five hundred and seventeen of the Laws of eighteen hundred and ninety-nine, entitled 'An act to authorize the paving or macadamizing of streets, avenues, highways and public places in the village of Port Chester, Westchester county, and to provide for the payment of the expense of the same,'" reported in favor of the passage of the same with the following amendment:

Page 2, line 3, strike out the word "six" and substitute the word "five".

A. B. STEELE,  
*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Steele, from the committee on affairs of villages, to which was referred Assembly bill (No. 508, Int. No. 478) introduced by Mr. Shuttleworth entitled "An act to amend the Village Law, relative to driving on sidewalks," reported in favor of the passage of the same with the following amendments:

Page 1, in the title, strike out the words "dog license and".

Page 1, line 1, before the word "section" insert the words "Subdivision three of".



Same page, line 4, after the word "amended" strike out the remaining words of line 4, line 5 and all of line 6 to and including the word "and".

Same page, strike out all of lines 7, 8, 9 and ; also lines 1, 2, 3, and 4 on page 2.

A. B. STEELE,  
*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Steele, from the committee on affairs of villages, to which was referred Assembly bill introduced by Mr. J. E. Smith (No. 1109, Int. No. 918), entitled "An act to amend the Village Law, in relation to pavements," reported in favor of the passage of the following substitute bill.

(See Appendix, No. 32.)

which report was agreed to and said substitute bill ordered printed and placed on the order of second reading.

Mr. Fish, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. West (No. 1100, Int. No. 909), entitled "An act to amend chapter three hundred and sixty-two of the Laws of eighteen hundred and ninety-seven, entitled 'An act to make the office of sheriff of Yates county a salaried office, in part, and to regulate the management of said office,' in relation to appointments by sheriff, and fixing compensation."

Also, Assembly bill introduced by Mr. Wedemeyer (No. 736, Int. No. 655), entitled "An act in relation to unpaid taxes, and sales for unpaid taxes in the towns, villages and school districts in the county of Richmond, as the same existed prior to January first, eighteen hundred and ninety-eight, the time of the taking effect of the Greater New York charter."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Fish, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. West (No. 398, Int. No. 300), entitled "An act to provide for the equitable apportion-

ment and expenditure of State appropriations for road improvement," reported the following substitute bill.

(See Appendix, No. 33.)

and request that said substitute bill be printed and recommitted to said committee, which report was agreed to and said substitute bill ordered printed and recommitted to said committee.

Mr. Lewis, from the committee on commerce and navigation, to which was referred Assembly bill introduced by Mr. Hooper (No. 1194, Int. No. 988), entitled "An act to establish a ferry from and to Gunnison's Landing in the town of Crown Point, Essex county, across Lake Champlain to and from a point in the east shore of said Lake Champlain, in the town of Bridport, in the State of Vermont, called Brook's."

Also, Assembly bill introduced by Mr. Harte (No. 853, Int. No. 734), entitled "An act regulating the rates of ferriage for foot passengers on the Astoria ferry, in the city of New York."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Wainwright, from the committee on banks, to which was recommitted Assembly bill introduced by Mr. Stanley (No. 1049, Int. No. 871), entitled "An act to amend the Banking Law, in relation to expenses of building and mutual loan corporations," retaining its place on the order of third reading, reported in favor of the passage of the same with the following amendments:

On page 2, line 17, after the word "include" insert the following words: "any entrance fee or membership fee that may be charged pursuant to section seventy-five of this law".

On page 2, lines 24 and 25, strike out words "for legal advice or services".

On page 2, line 25, before the word "for" strike out bracket.

On page 3, line 2, after the word "litigation" strike out bracket.

which report was agreed to and said bill ordered reprinted and restored to its place on the order of third reading.

Mr. Knapp, from the committee on fisheries and game, to which was referred Assembly bill introduced by Mr. Myron Smith (No.

944, Int. No. 790), entitled "An act to amend the Forest, Fish and Game Law, relative to fishing through the ice in the waters of Wappinger's creek."

Also, Assembly bill introduced by Mr. Myron Smith (No. 898, Int. No. 762), entitled "An act to amend the Forest, Fish and Game Law, in relation to lake trout in Dutchess county."

Also, Assembly bill introduced by Mr. Williams (No. 1157, Int. No. 959), entitled "An act to amend the Forest, Fish and Game Law relative to close season for Wilson (called English snipe), yellow legs, and jacksnipe in the counties of Chautauqua, Cattaraugus and Erie."

Also, Assembly bill introduced by Mr. Williams (No. 1158, Int. No. 960), entitled "An act to amend the Forest, Fish and Game Law relative to hares and rabbits in Chautauqua county."

Also, Assembly bill introduced by Mr. Myron Smith (No. 1185, Int. No. 979), entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for hares and rabbits in certain counties."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Knapp, from the committee on fisheries and game, to which was recommitted Assembly bill introduced by Mr. Bisland (No. 336, Int. No. 336), entitled "An act to amend the Forest, Fish and Game Law, in relation to close season for deer," retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of third reading.

Mr. Knapp, from the committee on fisheries and game, to which was recommitted Assembly bill introduced by Mr. Quinn (No. 922, Int. No. 369), entitled "An act to amend the Forest, Fish and Game Law, relating to wild fowl on Niagara river and in Erie and Niagara counties," reported the same with the following amendments:

On page 2, line 5, strike out the word "chute" and insert "coots".



On page 2, line 5, strike out the word "corwin" and insert "cormorants".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Knapp, from the committee on fisheries and game, to which was referred Senate bill introduced by Mr. Allds (No. 718, Rec. No. 148), entitled "An act to amend the Forest, Fish and Game Law, relative to the close season for deer," reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Hapeman, from the committee on military affairs, to which was referred Assembly bill introduced by Mr. Hapeman (No. 1489, Int. No. 1189), entitled "An act to amend the Military Code, relative to uniforms and equipments for the National Guard and Naval Militia."

Also, the Assembly bill introduced by Mr. Hapeman (No. 1469, Int. No. 1174), entitled "An act to amend the Military Code, relative to the composition and strength of the National Guard and Naval Militia."

Also, the Senate bill introduced by Mr. Gates (No. 719, Rec. No. 156), entitled "An act to amend the Military Code, relative to armories."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Moreland (No. 1356, Int. No. 1102), entitled "An act to amend chapter seven hundred and thirty-seven of the Laws of nineteen hundred and five, entitled 'An act to establish a commission of gas and electricity with power to regulate the price of gas and electric light and certain other electric services, and to provide for the control and supervision of gas, electric light and other electric corporations and making an appropriation therefor.'"

Also, the bill introduced by Mr. Stanley (No. 1527, Int. No. 261), entitled "An act to enable the Montauk tribe of Indians

in the name of their chief or head to maintain actions in the courts of this State to establish and enforce their rights in and to certain real and personal property."

Also, the bill introduced by Mr. Miller (No. 1540, Int. No. 784), entitled "An act to amend the Village Law relative to poles and wires upon or conduits under streets and railways thereon."

Reported the same without recommendations, which report was agreed to and said bills ordered engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Hackett (No. 1526, Int. No. 179), entitled "An act to amend the Greater New York charter, relative to setting apart piers for recreation," reported the same with the following recommendation:

Page 1, line 7, underscore " in his discretion".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Gates (No. 1010, Int. No. 845), entitled "An act to create and establish a policemen's relief and pension fund for the police department of the city of Utica and authorizing the granting and payment of relief and pensions to the officers and members of said department entitled thereto," reported the same with the following recommendation:

Page 5, line 1, after the word "hold" insert "as a part of said fund".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Gates (No. 1009, Int. No. 844), entitled "An act to amend chapter eighteen of the Laws of eighteen hundred and sixty-two, entitled 'An act to revise the charter of the city of Utica' and the several acts amendatory thereof relative to the office hours of the city treasurer," reported the same with the following recommendations:

Amend title by striking out "and the several acts amendatory thereof".

Page 1, lines 3 and 4, strike out "and the several acts amendatory thereof" and insert "as amended by chapter twenty-eight of the laws of eighteen hundred and seventy, as amended by chapter three hundred and seventy-one of the laws of eighteen hundred and seventy-six, as amended by chapter seventy-three of the laws of eighteen hundred and eighty-three and as amended by chapter one hundred and forty-nine of the laws of nineteen hundred and two,".

Strike out all of § 19 as printed, and insert the typewritten § 19 hereto attached.

"§ 19. The treasurer shall have and keep his office in the city hall, and keep therein all books, papers, records and assessments belonging thereto and under his official control. It shall be the duty of the treasurer to keep his said office open and be therein from [ten] nine o'clock ante meridian, until [one] three o'clock post meridian, [and from two o'clock post meridian until four o'clock post meridian,] daily (Sundays and holidays only excepted). He shall receive all moneys belonging to the city and keep an accurate account of all receipts and expenditures so as to exhibit the amount paid under each particular class of purposes for which moneys shall be raised. He shall deposit and keep all moneys belonging to the city or that shall come to his hands in such one of the banks in said city as will pay the highest rate of interest, not exceeding six per centum for such deposits for the use of the city, and will give security for the payment of such deposits to be approved by the common council, and will also agree to loan to the city, when required by the common council all such sums of money as the common council may be authorized to borrow under the provisions of this act. All temporary loans or other bonds may, nevertheless, be sold or disposed of as the common council may direct or as otherwise required by law. The treasurer shall deposit in said bank all moneys received by him within forty-eight hours after their receipt, and for a failure or neglect to comply with this provision, shall be liable to be removed from office and be deemed guilty of a misdemeanor. All moneys shall be drawn from him in pursuance of a resolution of the common council by warrants specifying for what purpose they are drawn, signed by the clerk and countersigned by the mayor. He shall, fifteen days before the annual city election, in each year, present to the common council and file with the clerk an account of all receipts and disbursements since the date of the last report, and a statement of the financial condition of the city, a synopsis of which shall be published in the official newspapers at least ten days before such election. He shall perform such other duties as this act may require, and such as the common council may prescribe."



which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. West, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to enlarge and further the objects and purposes of the Henry Bergh Humane Society, a corporation organized under the laws of the State of New York on the eighteenth day of October, nineteen hundred and four, and to change the name of said society." (No. 1479, Int. No. 14.)

"An act to amend the Stock Corporation Law, so as to restrict the holding of stock in transportation companies." (No. 1480, Int. No. 170.)

"An act to amend chapter seven hundred and twenty-four of the Laws of nineteen hundred and five; entitled 'An act to provide for an additional supply of pure and wholesome water for the city of New York; and for the acquisition of lands or interests therein, and for the construction of the necessary reservoirs, dams, aqueducts, filters, and other appurtenances for that purpose; and for the appointment of a commission with the powers and duties necessary and proper to attain these objects,' generally." (No. 1481, Int. No. 925.)

"An act to amend the Lien Law in reference to the foreclosure of lien." (No. 1515, Int. No. 806.)

"An act to amend chapter six hundred and ninety-six of the Laws of eighteen hundred and eighty-seven, entitled 'An act to provide hospitals, orphan asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor.'" (No. 1514, Int. No. 277.)

"An act to amend chapter eight hundred and eighteen of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Port Chester,' in relation to meetings of trustees, bond issues and tax for the lighting of streets." (No. 1513, Int. No. 464.)

"An act to amend the Consolidated School Law, in relation to the apportionment of State school moneys." (No. 1524, Int. No. 363.)

"An act to incorporate 'The First Welsh Congregational Church Cemetery Association.'" (No. 1523, Int. No. 1098.)

"An act to amend the Tax Law, in relation to the defense of certiorari proceedings to review the assessment of a special franchise by the State board of tax commissioners." (No. 1522, Int. No., 906.)

"An act to amend chapter six hundred and thirty-five of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Yonkers,' relative to the issue of revenue bonds and certificates of indebtedness. (No. 1521, Int. No. 1077.)

"An act to amend the Benevolent Orders Law, relative to power of trustees to issue bonds." (No. 1519, Int. No. 933.)

"An act to amend the charter of the Missionary Society of the Methodist Episcopal Church." (No. 1520, Int. No. 1047.)

"An act to amend the County Law, relative to expenditures of money by fire commissioners in fire districts." (No. 1516, Int. No. 901.)

"An act to amend chapter four hundred and thirty-one of the Laws of eighteen hundred and eighty-four, entitled 'An act to amend the charter of "The Saint Vincent's Retreat for the Insane,"' in relation to the commitment and care of inebriates." (No. 1517, Int. No. 907.)

"An act to amend chapter seventy-three of the Laws of eighteen hundred and forty-six, entitled 'An act authorizing trusts for the benefit of the owners and occupants of mill privileges on the Wynant's kill,' relative to the conveyance of property." (No. 1518, Int. No. 930.)

"An act to permit The Carnegie Foundation, a corporation duly incorporated under the laws of New York, to convey its property to The Carnegie Foundation for the Advancement of Teaching." (No. 1455, Int. No. 1033.)

"An act to amend the Election Law, in relation to the newspapers in the borough of Manhattan in which a list of the registration and polling places and boundaries of election districts shall be published." (No. 1449, Int. No. 540.)

"An act to amend the Domestic Relations Law, relating to the liability of married women on contracts." (No. 1450, Int. No. 546.)

"An act to legalize and confirm the official acts of notaries public and commissioners of deeds." (No. 1446, Int. No. 497.)

"An act to amend the Greater New York charter, relative to assistant clerks in certain municipal court districts in the borough of Queens." (No. 1152, Int. No. 954.)

"An act relative to The Wynantskill Improvement Association." (No. 1454, Int. No. 929.)

"An act to enable the police commissioner of the city of New York, to rehear and determine the charges against Francis J. Hughes, formerly a patrolman of the police department of said city, and to reinstate him in said department." (No. 1393, Int. No. 101.)

"An act to amend the Penal Code in relation to racing near a courthouse, in certain counties." (No. 1318, Int. No. 761.)

"An act to enable the police commissioner of the city of New York, to rehear and determine the charges against Charles E. Savage, formerly a patrolman of the police department of said city, and to reinstate him in said department." (No. 1394, Int. No. 255.)

"An act to establish a board of municipal light commissioners for the city of Jamestown, and to define their powers and duties." (No. 1069, Int. No. 891.)

"An act to amend the Greater New York charter, relative to the collection of assessments for local improvements in Queens county." (No. 1061, Int. No. 883.)

"An act in relation to the salaries of the record clerks of the court of general sessions of the peace in and for the county of New York." (No. 210, Int. No. 210.)

"An act to amend the Greater New York charter, relative to the police department." (No. 1093, Int. No. 902.)

"An act in relation to walls of buildings encroaching upon any street, avenue or public place in the county of Kings." (No. 1054, Int. No. 876.)



"An act to enable the Montauk tribe of Indians in the name of their chief or head to maintain actions in the courts of this State to establish and enforce their rights in and to certain real and personal property." (No. 1527, Int. No. 261.)

Mr. LaFetra offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the bill (No. 1210, Int. No. 338) entitled "An act to provide for additional justices of the Supreme Court of the first judicial district, pursuant to article six, section one of the Constitution of the State of New York."

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

Said bill having been announced,

Mr. LaFetra moved to amend as follows:

Page 1, line 2, strike out "eight" and insert "seven" in place thereof.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

On motion of Mr. LaFetra, said bill was recommitted to the committee on the judiciary.

Mr. Averill offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the Senate bill (No. 745, Rec. No. 167) entitled "An act making an appropriation for the State Industrial School at Rush."

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

On motion of Mr. Averill, said bill was referred to the committee on revision to compare with the Assembly bill No. 1358, Int. No. 1104, same title and subject, now on the order of second reading, and report if the same are identical and if found identical that said Senate bill be substituted for said Assembly bill.

Mr. Averill offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on ways and means be discharged from the further consideration of the bill (No. 1358 Int. No. 1104) and that said bill be referred to the committee on revision.

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

The bill (No. 1397) entitled "An act relative to the city court of the city of New York" (Int. No. 819), having been announced for a second reading,

On motion of Mr. Agnew, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1530) entitled "An act to amend chapter three hundred and thirty-nine of the Laws of eighteen hundred and eighty-three, entitled 'An act concerning pawnbrokers,' by adding thereto a new section, in relation to property stolen or embezzled" (Int. No. 520), having been announced for a second reading,

On motion of Mr. Oliver, and by unanimous consent, said bill was ordered placed on the second reading calendar for Tuesday next.

The bill (No. 1527) entitled "An act to enable the Montauk tribe of Indians in the name of their chief or head to maintain actions in the courts of this State to establish and enforce their rights in and to certain real and personal property" (Int. No. 261), was read the second time.

On motion of Mr. Stanley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1509) entitled "An act to establish and maintain a seaside park for the health and recreation of the citizens of the city of New York" (Int. No. 1209), having been announced for a second reading,

Mr. Agnew moved to amend as follows:

On page 3, line 10, strike out "such" and insert "a".

On line 13 after "years" insert "with the privilege of a renewal".

On line 23, at end of the line insert a " , "

On line 24 after "department" insert a " , ".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Tompkins moved to amend by striking out all after the enacting clause and inserting the following:

Section 1. The commissioner of the department of health, the president of Bellevue and allied hospitals and the commissioner of the department of public charities are hereby constituted a board which shall be called the board of supervision of the convalescent and recreation seashore colony of the city of New York, which said board shall have the powers and duties herein-after conferred and imposed. And the institution hereafter provided for shall be known as the convalescent and recreation seashore colony of the city of New York.

§ 2. The said board is hereby authorized to locate, select and acquire as a site for the purpose hereinafter described, any real estate, tenements, hereditaments, or corporeal or incorporeal rights or interests in the same, including all buildings which may be thereon erected, on the seashore in the city of New York, or in a county adjacent thereto, and after such acquisition to improve the same, to alter and repair buildings thereupon now existing, or erect buildings thereupon, together with all extensions, additions or appurtenances, to said buildings as shall be necessary for the purpose of establishing and maintaining a place for the reception and maintenance of destitute sick and convalescent patients of hospitals of the city of New York and also of such other persons, residents of said city, as may be received, maintained and cared for at the said institution for the purposes of health and recreation, under the powers herein given to said board; to lay out and make avenues, public parks and playgrounds and bathing pavilions on said site so acquired, together with all improvements which may be necessary for the comfort and well being of the persons received, maintained and cared for at the said colony. The said board shall have power to acquire on behalf of the city of New York, said site either at private sale or by condemnation proceedings as may be determined by a majority vote of the board of estimate and apportionment, and without the consent, concurrence or approval of any other board or officer. In case the said property shall be acquired by condemnation proceedings said proceedings shall be instituted and conducted in the manner provided by the Greater New York charter.

§ 3. For the purpose of carrying out the provisions of section two of this act, the board of estimate and apportionment of the city of New York is hereby authorized to appropriate by a majority vote thereof the sum of two million, five hundred thousand dollars, or as much thereof as it may deem to be necessary and



without the concurrence or approval of any other officer or board of the city of New York, and the comptroller of the city of New York is hereby authorized to issue corporate stock of the city of New York for the amounts which may be appropriated by the board of estimate and apportionment of said city.

§ 4. The care, management and control of the property acquired hereunder is hereby devolved upon the board created by section one of this act and which shall have authority, subject to the approval by the mayor of the city of New York, to establish and to enforce rules and regulations for the management and government of said colony and for the use thereof by any residents of the city of New York for the purposes of health or recreation, and to also allow, with the like approval, the use of any premises forming a part of the said property by any charitable or benevolent institution or association of the city of New York which provides for the care and welfare of any residents of the city of New York. In case the said colony shall be located at a point outside the city of New York, it shall be lawful for the said board in its discretion and within the limits of any appropriation which may be made for that purpose by the board of estimate and apportionment of the city of New York, to provide for the transportation to and from said colony of persons using the same under the authority of said board.

§ 5. The said board shall have power to appoint and employ subordinates and employees necessary to the maintenance and operation of the said colony whenever a sufficient appropriation for such purpose shall have been made by the board of estimate and apportionment of the city of New York, and any subordinate or employee in the department of health, the Bellevue and allied hospitals of the department of public charities may, upon the request of the said board above mentioned and with the consent of the appropriate department, be transferred temporarily from such department to the service of the said board and colony. Any such subordinate or employee may also be transferred permanently from any of the departments above mentioned under the rules and regulation of the municipal civil service commission of the city of New York, and all the subordinates and employees of the said colony shall be deemed to be in the service of the city of New York.

§ 6. The board of estimate and apportionment shall annually include and appropriate in the budget of the city of New York a sum which shall be sufficient in its judgment for the maintenance, support and improvement of said institution and property, and for the purpose of paying the expenses for the year nineteen hundred and six in caring for said property and maintaining said institution the board of estimate and apportionment may,

without the concurrence or approval of any other board or officer of the city of New York, authorize the issue of revenue bonds in the sum of two hundred and fifty thousand dollars, or so much thereof as may be necessary for said purposes. It is further provided that such issue of revenue bonds shall not be deemed to be included in the amount authorized to be issued by the board of estimate and apportionment by virtue of section one hundred and eighty-eight, subdivision eight of the revised Greater New York charter.

§ 7. In the event of the location of said colony in any county adjacent to the city of New York, it shall be lawful for the board above mentioned to receive in the said colony for the purposes of health or recreation any residents of said county upon an agreement with the authorities of said county to provide for the expense of the maintenance of said persons while in said colony and said persons shall be subject at all times to the rules and regulations of said board.

§ 8. No insane person shall be received or maintained at said colony.

§ 9. This act shall take effect immediately.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The Senate bill (No. 107) entitled "An act to amend subdivisions two and three of section fifteen of article two and section one hundred and twenty-one of article four of chapter three hundred of the Laws of nineteen hundred and four, entitled 'An act to revise and consolidate the several acts relative to the city of Niagara Falls' in relation to aldermen" (Rec. No. 15), was read the second time.

On motion of Mr. Draper, said bill was placed on the order of third reading.

The bill (No. 615, Senate reprint No. 717, Int. No. 286) entitled "An act to repeal the provision of the Village Law requiring village enumerations, and amending section forty thereof, in relation to the classification of villages," having been announced,

Mr. Hooker moved to nonconcur in the amendments of the Senate thereto and request the appointment of a committee of conference thereon.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Speaker appointed Messrs. Hooker, G. H. Whitney and Evans as such committee on behalf of the Assembly.

Ordered, That the Clerk return said bill to the Senate with a message that the Assembly have non-concurred in the amendments of the Senate thereto, and request the appointment of a committee of conference thereon, and that Mr. Speaker has appointed Messrs. Hooker, G. H. Whitney and Evans as such committee on behalf of the Assembly.

Mr. Fowler moved a call of the members of the House.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

By direction of the Speaker the Clerk called the roll, when the following members responded:

Agnew	Crosley	Harte	Mills	Smith A E
Allen F E	Cunningham	Hartman	Moreland	Smith J E
Allen J G	DeGroot	Harvey	Murphy	Smith M F
Apgar	Dowling	Hastings	Nevins	Smith Myron
Averill	Draper	Hoffman	Nolan	Sprenger
Baldwin	Evans	Hooker	Norton	Stanley
Bass	Feth	Hooper	Oglesby	Story
Becker	Filley	Hubbs	O'Neill	Thompson
Beebe	Fish	Kavanagh	Palmer G M	Tompkins
Bernstein	Foelker	Keyes	Palmer S J	Volk
Bird	Foster	Knapp	Patton	Waddell
Bisland	Fowler	Krulewitch	Phillips	Weber
Bohan	Francis	Lansing	Pratt	Wedemeyer
Brady	Gates	LaFetra	Prentice	Wells
Brennan	Grady	Lee A F	Quinn	Wemple
Burzynski	Grattan	Lee W I	Reilly	Whitley
Campbell	Gray A B	Lewis	Rock	Whitney F G
Carnochan	Green	Lupton	Rogers	Whitney G H
Carrier	Gregory	Lynch	Salomon	Williams
Caughlan	Gunderman	Maher	Sammon	Wilson
Chamberlain	Hackett	Maier	Santee	Winters
Charles	Hammond	Matthews	Schoeneck	Wood
Cohalan	Hamn	Mead	Schwegler	Yale
Colne	Hapeman	Merritt	Scovill	Young
Coon	Harawitz	Miller	Shuttleworth	

Mr. Fowler moved that the call of the House be made a close call.

Mr. Speaker put the question whether the House would agree to said motion, and it was determined in the affirmative.

The bill (No. 55) entitled "An act to amend chapter seven hundred and forty-seven of the Laws of eighteen hundred and



ninety-six, entitled 'An act to revise and consolidate the several acts in relation to the city of Kingston, to revise the charter of said city, and to establish a city court therein and define its jurisdiction and powers;' relative to the powers of the mayor" (Int. No. 55), having been announced,

Mr. Speaker stated the question to be "Shall this bill pass notwithstanding the failure of the common council the legislative body of the city of Kingston to approve the same?" and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

AYES 90

NOES 29

Those who voted in the affirmative were:

Allen F E	Cunningham	Hartman	Mills	Sprenger
Apgar	DeGroot	Hastings	Moreland	Stanley
Averill	Dowling	Hoffman	Murphy	Steele
Baldwin	Draper	Hooker	Nevins	Story
Bass	Evans	Hooper	Norton	Surpless
Becker	Filley	Hubbs	O'Neill	Volk
Beebe	Foelker	Knapp	Palmer S J	Weber
Bisland	Foster	Krulewitch	Patton	Wells
Brady	Fowler	Lansing	Phillips	Wemple
Brennan	Francis	Lee W I	Pratt	Whitley
Carrier	Gates	Lewis	Rock	Whitney F G
Chamberlain	Gray A B	Lupton	Rogers	Whitney G H
Charles	Green	Maher	Santee	Williams
Colne	Gregory	Maier	Schoeneck	Wilson
Coon	Gunderman	Matthews	Scovill	Winters
Cowan	Hammond	McGuire	Shuttleworth	Wood
Cox	Hamn	Mead	Smith J E	Yale
Crosley	Hapeman	Miller	Smith Myron	Young

Those who voted in the negative were:

Bernstein	Eagleton	Harawitz	Lynch	Smith A E
Bird	Eckmann	Kavanagh	Oglesby	Smith M F
Burns	Fritz	Keyes	Palmer G M	Thompson
Burzynski	Grady	LaFetra	Quinn	Tompkins
Carnochan	Grattan	Lee A E	Salomon	Wedemeyer
Cohalan	Hackett	Long	Schwegler	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have again passed the same and request the concurrence of the Senate therein.

The bill (No. 1316) entitled "An act compelling steamboat corporations and railroad corporations to provide transfer facilities

for passengers" (Int. No. 668), having been announced for a third reading,

On motion of Mr. Bird, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 1095) entitled "An act to amend chapter six hundred and fifty-nine of the Laws of eighteen hundred and five, entitled 'An act to provide for the erection of a new high school in the city of Syracuse'" (Int. No. 904), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hammond	Merritt	Smith M F
Allen F E	Cox	Hamn	Miller	Smith Myron
Allen J G	Crosley	Hapeman	Mills	Sprenger
Apgar	Cunningham	Harte	Moreland	Stanley
Averill	DeGroot	Hartman	Murphy	Steele
Baldwin	Donohue	Harvey	Nevins	Steffens
Bass	Dowling	Hastings	Norton	Story
Becker	Draper	Hoffman	Oglesby	Surpless
Beebe	Eagleton	Hooker	Oliver	Thompson
Bernstein	Evans	Hooper	O'Neill	Volk
Bird	Farnan	Hubbs	Palmer G M	Waddell
Bisland	Filley	Kavanagh	Palmer S J	Wade
Boshart	Fish	Keyes	Patton	Wainwright
Brady	Foelker	Knapp	Phillips	Weber
Brennan	Foster	Krulewitch	Pratt	Wedemeyer
Burnett	Fowler	Lansing	Prentice	Wells
Burns	Francis	LaFetra	Quinn	Wemple
Burzynski	Gates	Lee A E	Reilly	West
Campbell	Grady	Lee W I	Rogers	Whitley
Carnoehan	Grattan	Lewis	Salomon	Whitney F G
Carrier	Gray A B	Lupton	Sammon	Whitney G H
Caughlan	Gray F J	Lynch	Santee	Williams
Chamberlain	Green	Maher	Schmitt	Wilson
Charles	Gregory	Maier	Schoeneck	Winters
Cohalan	Gunderman	Matthews	Shanahan	Wood
Colne	Gurnett	McGuire	Smith A E	Yale
Coon	Hackett	Mead	Smith J E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Moreland moved that all further proceedings under the close call of the House be suspended.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

The bill (No. 856) entitled "An act to provide for the repair and improvement of existing mechanical and other structures and works on and connected with the canals of this State" (Int. No. 737), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hackett	Miller	Smith A E
Allen F E	Crosley	Hammond	Mills	Smith J E
Allen J G	Cunningham	Hamn	Moreland	Smith Myron
Apgar	DeGroot	Hapeman	Nevins	Sprenger
Averill	Donohue	Harawitz	Nolan	Stanley
Baldwin	Dowling	Hartman	Norton	Steele
Bass	Draper	Hastings	Oglesby	Steffens
Becker	Dressing	Hoffman	Oliver	Story
Bedell	Eagleton	Hooker	O'Neill	Surpluss
Beebe	Evans	Hooper	Palmer G M	Thompson
Bernstein	Farnan	Hubbs	Palmer S J	Volk
Bird	Feth	Kavanagh	Patton	Waddell
Bisland	Filley	Keyes	Phillips	Wade
Bohan	Fish	Knapp	Pratt	Wainwright
Boshart	Foelker	Krulewicz	Prentice	Weber
Brady	Foster	Lansing	Quinn	Wedemeyer
Brennan	Fowler	LaFetra	Reilly	Wells
Burnett	Francis	Lee A E	Rock	Wemple
Burns	Fritz	Lee W I	Rogers	West
Burzynski	Gates	Lewis	Salomon	Whitley
Carnochan	Grady	Lupton	Sammon	Whitney F G
Carrier	Grattan	Maher	Santee	Whitney G H
Caughlan	Gray A B	Maier	Schoeneck	Williams
Chamberlain	Gray F J	Matthews	Schwegler	Wilson
Charles	Green	McGuire	Seovill	Winters
Colne	Gregory	Mead	Shanahan	Wood
Coon	Gunderman	Merritt	Shuttleworth	Yale
Cowan				



Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 469) entitled "An act in relation to the water supply and water department of the city of Syracuse" (Int. No. 439), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hamn	Mills	Smith M F
Allen F E	Cunningham	Hapeman	Moreland	Smith Myron
Allen J G	DeGroot	Harawitz	Murphy	Sprenger
Apgar	Donohue	Harte	Nevins	Stanley
Averill	Dowling	Hastings	Nolan	Steele
Baldwin	Draper	Hoffman	Oglesby	Steffens
Bass	Eagleton	Hooker	Oliver	Story
Becker	Eckmann	Hooper	O'Neill	Surpless
Beebe	Evans	Hubbs	Palmer G M	Thompson
Bernstein	Farnan	Kavanagh	Palmer S J	Tompkins
Bird	Feth	Keyes	Patton	Volk
Bisland	Fillely	Knapp	Phillips	Waddell
Bohan	Fish	Krulewitch	Pratt	Wade
Boshart	Foelker	Lansing	Prentice	Wainwright
Brady	Foster	LaFetra	Quinn	Weber
Burnett	Fowler	Lee A E	Rock	Wedemeyer
Burns	Francis	Lee W I	Rogers	Wells
Burzynski	Fritz	Lewis	Salomon	Wemple
Carnochan	Gates	Long	Santee	West
Carrier	Grattan	Lupton	Schmitt	Whitney F G
Caughlan	Gray A B	Lynch	Schoeneck	Whitney G H
Chamberlian	Gray F J	Maher	Schwegler	Williams
Charles	Green	Maier	Scovill	Wilson
Cohalan	Gregory	McGuire	Shanahan	Winters
Colne	Gunderman	Mead	Shuttleworth	Wood
Coon	Gurnett	Merritt	Smith A E	Yale
Cowan	Hackett	Miller	Smith J E	Young
Cox	Hammond			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1238) entitled "An act to amend chapter six hundred and seventy-one of the Laws of eighteen hundred and ninety-two, entitled 'An act to revise, consolidate and amend the

several acts relating to the government of the city of Cohoes, in relation to the superintendent of waterworks" (Int. No. 1021), having been announced for a third reading,

Mr. Grattan moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

On page 2, line 4, strike out the word "fifteen" and insert the word "twelve".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Burnett, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

On motion of Mr. Grattan, said bill was recommitted to the committee on affairs of cities, retaining its place on the order of third reading.

The bill (No. 1255) entitled "An act in relation to the municipal court of the city of Syracuse" (Int. No. 1023), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hamn	Murphy	Smith Myron
Allen F E	Cunningham	Hapeman	Nevins	Sprenger
Allen J G	DeGroot	Harawitz	Nolan	Stanley
Apgar	Donohue	Hartman	Norton	Steele
Averill	Dowling	Hastings	Oglesby	Steffens
Baldwin	Draper	Hoffman	Oliver	Story
Bass	Dressing	Hooker	O'Neill	Surpluss
Becker	Eagleton	Hooper	Palmer G M	Thompson
Beebe	Evans	Hubbs	Palmer S J	Tompkins
Bernstein	Farnan	Kavanagh	Patton	Volk
Bird	Feth	Keyes	Phillips	Waddell
Bisland	Filley	Knapp	Pratt	Wade
Bohan	Fish	Krulewitch	Prentice	Wainwright

Boshart	Foelker	Lansing	Quinn	Weber
Brady	Foster	LaFetra	Reilly	Wedemeyer
Brennan	Fowler	Lee A E	Rock	Wells
Burnett	Francis	Lee W I	Rogers	Wemple
Burns	Fritz	Lewis	Salomon	West
Burzynski	Gates	Lupton	Sammon	Whitley
Carnochan	Grady	Maher	Santee	Whitney F G
Carrier	Grattan	Maier	Schoeneck	Whitney G H
Caughlan	Gray A B	Matthews	Schwegler	Williams
Chamberlain	Gray F J	McGuire	Scovill	Wilson
Charles	Green	Mead	Shanahan	Winters
Colne	Gregory	Merritt	Shuttleworth	Wood
Coon	Gunderman	Miller	Smith A E	Yale
Cowan	Hackett	Mills	Smith J E	Young
Cox	Hammond	Moreland		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1299) entitled "An act to amend chapter one hundred and seventeen of the Laws of eighteen hundred and eighty-three, entitled 'An act to amend, consolidate and revise the charter of the village of Peekskill, and the several acts amendatory thereof,' relative to subways or conduits" (Int. No. 1074), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Miller	Smith M F
Allen F E	Crosley	Hamn	Mills	Smith Myron
Allen J G	Cunningham	Hapeman	Moreland	Sprenger
Apgar	DeGroot	Harawitz	Murphy	Stanley
Averill	Donohue	Harte	Nevins	Steele
Baldwin	Dowling	Hartman	Nolan	Surpluss
Bass	Draper	Hastings	Oglesby	Steffens
Becker	Eagleton	Hoffman	Oliver	Thompson
Beebe	Eckmann	Hooker	O'Neill	Tompkins
Bernstein	Evans	Hooper	Palmer G M	Volk
Bird	Farnan	Hubbs	Palmer S J	Waddell
Bisland	Feth	Kavanagh	Patton	Wade
Bohan	Filley	Keyes	Phillips	Wainwright
Boshart	Fish	Knapp	Pratt	Weber
Brady	Foelker	Krulewitch	Prentice	Wedemeyer
Brennan	Foster	Lansing	Quinn	Wells
Burnett	Fowler	LaFetra	Rock	Wemple



Burns	Francis	Lee W I	Rogers	West
Burzynski	Fritz	Lewis	Salomon	Whitley
Carnochan	Gates	Long	Schmitt	Whitney F G
Carrier	Grattan	Lupton	Schoeneck	Whitney G H
Caughlan	Gray A B	Lynch	Schwegler	Williams
Chamberlain	Gray F J	Maher	Scovill	Wilson
Charles	Green	Maier	Shanahan	Winters
Cohalan	Gregory	Matthews	Shuttleworth	Wood
Colne	Gunderman	McGuire	Smith A E	Yale
Coon	Gurnett	Mead	Smith J E	Young
Cowan	Hackett	Merritt		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1237) entitled "An act to amend chapter six hundred and seventy-one of the Laws of eighteen hundred and ninety-two, entitled 'An act to revise, consolidate and amend the several acts relating to the government of the city of Cohoes,' in relation to the appointment of a clerk of the board of water commissioners, and the salary of such clerk" (Int. No. 1020), having been announced for a third reading,

Mr. Grattan moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Line 4 of title, strike out the word "appointment" and insert "secretary".

Line 5 of title, strike out the words "of a clerk", change the comma to a period and strike out the remainder of the title.

Page 2, line 5, insert a "[ " before the word "They".

Page 2, line 6, strike out the "[ ".

Page 2, line 7, strike out the "]" and the remainder of the line; strike out line 8 and line 9 down to and including the word "who".

Page 2, line 10, strike out the brackets, strike out the word "six" and insert a "]" after the period.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Burnett, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

On motion of Mr. Grattan, said bill was recommitted to the committee on affairs of cities, retaining its place on the order of third reading.

The bill (No. 1347) entitled "An act to amend chapter four hundred and eighty of the Laws of eighteen hundred and ninety-four, entitled 'An act in relation to the village of Fredonia,' in relation to the portion of expense for paving or macadamizing to be borne by street railroads" (Int. No. 1093), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Merritt	Smith A E
Allen F E	Crosley	Hamn	Miller	Smith J E
Allen J G	Cunningham	Hapeman	Mills	Smith M F
Apgar	DeGroot	Harawitz	Moreland	Smith Myron
Averill	Donohue	Harte	Murphy	Sprenger
Baldwin	Dowling	Hartman	Nevins	Stanley
Bass	Draper	Harvey	Norton	Steele
Becker	Eagleton	Hastings	Oliver	Steffens
Beebe	Eckmann	Hoffman	O'Neill	Story
Bernstein	Evans	Hooker	Palmer G M	Surplless
Bird	Farnan	Hooper	Palmer S J	Thompson
Bisland	Filley	Hubbs	Patton	Volk
Bohan	Fish	Kavanagh	Phillips	Waddell
Boshart	Foelker	Keyes	Pratt	Wade
Brady	Foster	Knapp	Prentice	Wainwright
Brennan	Fowler	Krulewitch	Quinn	Weber
Burnett	Francis	Lansing	Reilly	Wells
Burzynski	Gates	LaFetra	Rock	Wemple
Campbell	Grady	Lee A E	Rogers	West
Carnochan	Grattan	Lee W I	Salomon	Whitley
Carrier	Gray A B	Lewis	Sammon	Whitney F G
Caughlan	Gray F J	Lupton	Santee	Whitney G H
Chamberlain	Green	Maher	Schmitt	Williams
Charles	Gregory	Maier	Schoeneck	Wilson
Cohalan	Gunderman	Matthews	Scovill	Winters
Colne	Gurnett	McGuire	Shanahan	Yale
Coon	Hackett	Mead	Shuttleworth	Young
Cowan				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1042) entitled "An act to establish a retirement fund for pensioning retired teachers, supervisors, superintendents

and principals of the public schools in the city of Troy, including union free school district number one of the town of Lansingburgh, and to regulate the collection, management and disbursement thereof" (Int. No. 625), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hamn	Moreland	Smith J E
Allen F E	Cunningham	Hapeman	Murphy	Smith Myron
Allen J G	DeGroot	Harawitz	Nevins	Sprenger
Apgar	Donohue	Hartman	Nolan	Stanley
Averill	Dowling	Hastings	Norton	Steele
Baldwin	Draper	Hoffman	Oglesby	Steffens
Bass	Dressing	Hooker	Oliver	Story
Becker	Eagleton	Hooper	O'Neill	Surpless
Bedell	Evans	Hubbs	Palmer G M	Thompson
Beebe	Farnan	Kavanagh	Palmer S J	Tompkins
Bernstein	Feth	Keyes	Patton	Volk
Bird	Filley	Knapp	Phillips	Waddell
Bisland	Fish	Krulewitch	Pratt	Wade
Boshart	Foelker	Lansing	Prentice	Wainwright
Brady	Foster	LaFetra	Quinn	Weber
Brennan	Fowler	Lee A E	Reilly	Wedemeyer
Burnett	Francis	Lee W I	Rock	Wells
Burns	Fritz	Lewis	Rogers	Wemple
Burzynski	Gates	Lupton	Salomon	West
Carnochan	Grady	Maher	Sammón	Whitley
Carrier	Grattan	Maier	Santee	Whitney F G
Caughlan	Gray A B	Matthews	Schoeneck	Williams
Chamberlain	Gray F J	McGuire	Schwegler	Wilson
Charles	Green	Mead	Scovill	Winters
Colne	Gregory	Merritt	Shanahan	Wood
Coon	Gunderman	Miller	Shuttleworth	Yale
Cowan	Hackett	Mills	Smith A E	Young
Cox	Hammond			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 821) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Louis Windholz against the State for damages alleged to have been sustained by him, and to render judgment therefor" (Int.



No. 714), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hapeman	Moreland	Smith Myron
Allen F E	Cunningham	Harte	Murphy	Sprenger
Allen J G	DeGroot	Hartman	Nevins	Stanley
Apgar	Dowling	Hastings	Nolan	Steele
Averill	Draper	Hoffman	Oglesby	Steffens
Baldwin	Eagleton	Hooker	O'Neill	Story
Bass	Eckmann	Hooper	Palmer G M	Surpless
Beebe	Evans	Hubbs	Palmer S J	Thompson
Bernstein	Farnan	Kavanagh	Patton	Volk
Bird	Feth	Keyes	Phillips	Waddell
Bisland	Filley	Knapp	Pratt	Wade
Bohan	Fish	Krulewitch	Prentice	Wainwright
Brady	Foelker	Lee A E	Quinn	Weber
Brennan	Foster	Lee W I	Rock	Wedemeyer
Burnett	Fowler	Lewis	Rogers	Wells
Burns	Fritz	Long	Salomon	Wemple
Burzynski	Gates	Lupton	Santee	West
Carnochan	Grattan	Lynch	Schmitt	Whitley
Carrier	Gray A B	Maher	Schoeneck	Whitney F G
Caughlan	Gray F J	Maier	Schwegler	Whitney G H
Chamberlain	Green	Matthews	Scovill	Williams
Charles	Gregory	McGuire	Shanahan	Wilson
Cohalan	Gunderman	Mead	Shuttleworth	Winters
Colne	Gurnett	Merritt	Smith A E	Wood
Coon	Hackett	Miller	Smith J E	Yale
Cowan	Hammond	Mills	Smith M F	Young
Cox	Hamm			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 764) entitled "An act to amend section two hundred and seven of chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the municipal court of the city of New York, its officers and marshals,' in relation to commissions" (Int. No. 667), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hapeman	Mills	Smith J E
Allen F E	Crosley	Harawitz	Moreland	Smith M F
Allen J G	Cunningham	Harte	Nevins	Smith Myron
Apgar	DeGroot	Harvey	Norton	Sprenger
Averill	Donohue	Hastings	Oglesby	Stanley
Baldwin	Draper	Hoffman	Oliver	Steele
Bass	Eagleton	Hooker	O'Neill	Steffens
Becker	Eckmann	Hooper	Palmer G M	Story
Beebe	Evans	Hubbs	Palmer S J	Surpless
Bernstein	Farnan	Kavanagh	Patton	Thompson
Bird	Filley	Keyes	Phillips	Volk
Bohan	Foelker	Knapp	Pratt	Waddell
Boshart	Foster	Krulewitch	Prentice	Wade
Brady	Fowler	Lansing	Quinn	Wainwright
Brennan	Francis	LaFetra	Reilly	Weber
Burnett	Gates	Lee A E	Rock	Wells
Burzynski	Grady	Lee W I	Rogers	Wemple
Campbell	Grattan	Lewis	Salomon	West
Carnochan	Gray A B	Lupton	Sammon	Whitley
Carrier	Gray F J	Lynch	Santee	Whitney F G
Caughlan	Green	Maier	Schmitt	Whitney G H
Chamberlain	Gregory	Matthews	Schoeneck	Williams
Charles	Gunderman	McGuire	Scovill	Wilson
Cohalan	Gurnett	Mead	Shanahan	Wood
Colne	Hackett	Merritt	Shuttleworth	Yale
Coon	Hammond	Miller	Smith A E	Young
Cowan	Hamn			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 410) entitled "An act to authorize the city of Ithaca to issue its bonds for the payment of unsecured and floating indebtedness of said city existing on the first day of January, nineteen hundred and six" (Int. No. 386), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hammond	Moreland	Sprenger
Allen F E	Cunningham	Hamn	Murphy	Stanley
Allen J G	DeGroot	Hapeman	Nevins	Steele
Apgar	Donohue	Harawitz	Nolan	Steffens
Averill	Dowling	Hartman	Norton	Story
Baldwin	Draper	Hastings	Oglesby	Surplless
Bass	Dressing	Hoffman	Oliver	Thompson
Becker	Eagleton	Hooker	O'Neill	Tompkins
Bedell	Evans	Hooper	Palmer G M	Volk
Beebe	Farnan	Hubbs	Palmer S J	Waddell
Bernstein	Feth	Kavanagh	Patton	Wade
Bird	Filley	Keyes	Phillips	Wainwright
Bisland	Fish	Knapp	Pratt	Weber
Bohan	Foelker	Krulewitch	Prentice	Wedemeyer
Boshart	Foster	Lansing	Quinn	Wells
Brady	Fowler	LaFetra	Rogers	Wemple
Brennan	Francis	Lee A E	Salomon	West
Burnett	Fritz	Lee W I	Sammon	Whitley
Burns	Gates	Lewis	Santee	Whitney F G
Burzynski	Grady	Maher	Schwegler	Whitney G H
Carnochan	Grattan	Maier	Scovill	Williams
Carrier	Gray A B	Matthews	Shanahan	Wilson
Caughlan	Gray F J	McGuire	Shuttleworth	Winters
Chamberlain	Green	Mead	Smith A E	Wood
Charles	Gregory	Merritt	Smith J E	Yale
Colne	Gunderman	Miller	Smith Myron	Young
Cowan	Hackett	Mills		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 594) entitled "An act to authorize the Comptroller of the State of New York to hear and determine the application of Martin V. B. Turner for the cancellation of the tax sale of eighteen hundred and ninety of a certain forty acres of land in lot number eight of township number three, in the Old Military Tract, in the town of Black Brook, county of Clinton" (Int. No. 545), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



AYES 134  
NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hamn	Murphy	Sprenger
Allen F E	DeGroot	Hapeman	Nevins	Stanley
Allen J G	Donohue	Harte	Nolan	Steele
Apgar	Dowling	Hartman	Oglesby	Steffens
Baldwin	Draper	Hastings	Oliver	Story
Bass	Eagleton	Hoffman	O'Neill	Surpluss
Becker	Eckmann	Hooker	Palmer G M	Thompson
Beebe	Evans	Hooper	Palmer S J	Tompkins
Bernstein	Farnan	Hubbs	Patton	Volk
Bird	Feth	Kavanagh	Phillips	Waddell
Bisland	Filley	Keyes	Pratt	Wade
Boshart	Fish	Knapp	Prentice	Wainwright
Brady	Foelker	Krulewitch	Quinn	Weber
Brennan	Foster	LaFetra	Rock	Wedemeyer
Burnett	Fowler	Lee A E	Rogers	Wells
Burzynski	Francis	Lee W I	Salomon	Wemple
Carnochan	Fritz	Lewis	Santee	West
Carrier	Gates	Long	Schmitt	Whitley
Caughlan	Grattan	Lupton	Schoeneck	Whitney F G
Chamberlain	Gray A B	Lynch	Schwegler	Whitney G H
Charles	Gray F J	Maher	Scovill	Williams
Cohalan	Green	Maier	Shanahan	Wilson
Colne	Gregory	McGuire	Shuttleworth	Winters
Coon	Gunderman	Mead	Smith A E	Wood
Cowan	Gurnett	Miller	Smith J E	Yale
Cox	Hackett	Mills	Smith M F	Young
Crosley	Hammond	Moreland	Smith Myron	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1087) entitled "An act to amend chapter six hundred and eighty-one of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of finance of the city of Syracuse'" (Int. No. 896), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134  
NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hapeman	Miller	Smith Myron
Allen F E	Cunningham	Harawitz	Mills	Sprenger
Allen J G	DeGroot	Harte	Moreland	Stanley
Apgar	Donohue	Hartman	Murphy	Steele

Averill	Dowling	Hastings	Nevins	Steffens
Baldwin	Draper	Hoffman	Nolan	Story
Bass	Eagleton	Hooker	Oglesby	Surpluss
Becker	Eckmann	Hooper	Oliver	Thompson
Beebe	Evans	Hubbs	Palmer G M	Tompkins
Bird	Feth	Kavanagh	Palmer S J	Volk
Bisland	Filley	Keyes	Patton	Waddell
Bohan	Fish	Knapp	Phillips	Wade
Boshart	Foelker	Krulewitch	Pratt	Wainwright
Brady	Foster	Lansing	Prentice	Weber
Brennan	Fowler	LaFetra	Quinn	Wedemeyer
Burns	Francis	Lee A E	Rogers	Wells
Burzynski	Fritz	Lee W I	Salomon	Wemple
Carnochan	Gates	Lewis	Santee	West
Carrier	Grattan	Long	Schmitt	Whitley
Caughlan	Gray A B	Lupton	Schoeneck	Whitney F G
Chamberlain	Gray F J	Lynch	Schwegler	Whitney G H
Charles	Green	Maher	Scovill	Williams
Cohalan	Gregory	Maier	Shanahan	Wilson
Colne	Gurnett	Matthews	Shuttleworth	Winters
Coon	Hackett	McGuire	Smith A E	Wood
Cowan	Hammond	Mead	Smith J E	Yale
Cox	Hamn	Merritt	Smith M F	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1096) entitled "An act to amend chapter twenty-six of the Laws of eighteen hundred and eighty-five, entitled 'An act to revise, amend and consolidate the several acts relative to the city of Syracuse, and to revise and amend the charter of said city'" (Int. No. 905), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Miller	Smith M F
Allen J G	Crosley	Hamn	Mills	Smith Myron
Averill	Cunningham	Hapeman	Moreland	Sprengr
Baldwin	DeGroot	Harawitz	Murphy	Stanley
Bass	Donohue	Harte	Nevins	Stelle
Becker	Dowling	Hartman	Norton	Steffens
Beebe	Draper	Harvey	Oglesby	Story
Bernstein	Eagleton	Hastings	Oliver	Thompson
Bird	Eckmann	Hoffman	O'Neill	Volk
Bisland	Evans	Hubbs	Palmer G M	Waddell

Bohan	Farnan	Kavanagh	Palmer S J	Wade
Boshart	Filley	Keyes	Patton	Wainwright
Brady	Fish	Knapp	Phillips	Weber
Brennan	Foelker	Krulewitch	Pratt	Wedemeyer
Burnett	Foster	Lansing	Prentice	Wells
Burns	Fowler	LaFetra	Quinn	Wemple
Burzynski	Francis	Lee A E	Reilly	West
Campbell	Gates	Lee W I	Rock	Whitley
Carnochan	Grady	Lewis	Rogers	Whitney F G
Carrier	Grattan	Lupton	Salomon	Whitney G H
Caughlan	Gray A B	Lynch	Santee	Williams
Chamberlain	Gray F J	Maher	Schmitt	Wilson
Charles	Green	Maier	Schoeneck	Winters
Cohalan	Gregory	Matthews	Scovill	Wood
Colne	Gunderman	McGuire	Shuttleworth	Yale
Coon	Gurnett	Mead	Smith A E	Young
Cowan	Hackett	Merritt	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1179) entitled "An act to provide for the distribution of certain public documents and reports to public libraries" (Int. No. 973), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hackett	Miller	Smith J E
Allen F E	Crosley	Hammond	Mills	Smith Myron
Allen J G	Cunningham	Hamn	Moreland	Sprenger
Apgar	DeGroot	Hapeman	Murphy	Stanley
Averill	Donohue	Harawitz	Nevins	Steele
Baldwin	Dowling	Hartman	Nolan	Steffens
Bass	Draper	Hastings	Norton	Story
Becker	Dressing	Hoffman	Oglesby	Surpless
Bedell	Eagleton	Hooker	Oliver	Thompson
Beebe	Evans	Hooper	O'Neill	Volk
Bernstein	Farnan	Hubbs	Palmer G M	Waddell
Bird	Feth	Kavanagh	Palmer S J	Wade
Bisland	Filley	Keyes	Phillips	Wainwright
Bohan	Fish	Knapp	Prentice	Weber
Boshart	Foelker	Krulewitch	Quinn	Wedemeyer
Brady	Foster	LaFetra	Reilly	Wells
Brennan	Fowler	Lee A E	Rock	Wemple
Burnett	Francis	Lee W I	Rogers	West
Burns	Fritz	Lewis	Salomon	Whitley



Burzynski	Gates	Lupton	Sammon	Whitney F G
Carrier	Grady	Maher	Santee	Williams
Caughlan	Grattan	Maier	Schoeneck	Wilson
Chamberlain	Gray A B	Matthews	Schwegler	Winters
Charles	Gray F J	McGuire	Scovill	Wood
Colne	Green	Mead	Shuttleworth	Yale
Coon	Gregory	Merritt	Smith A E	Young
Cowan	Gunderman			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Cox offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from the further consideration of the Senate bill (No. 613, Rec. No. 168) entitled "An act to amend the Insanity Law, relative to buildings for the holding of religious services."

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

Said bill having been announced,

On motion of Mr. Cox, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Cox, said bill was referred to the committee on revision, to compare with the Assembly bill No. 1221, Int. No. 1004, same title and subject, now on the order of third reading, and report if the same are identical, and if found identical that said Senate bill be substituted for said Assembly bill.

The bill (No. 1221) entitled "An act to amend the Insanity Law, relative to buildings for the holding of religious services" (Int. No. 1004), having been announced for a third reading,

On motion of Mr. Cox, said bill was recommitted to the committee on revision, retaining its place on the order of third reading.

The bill (No. 1289) entitled "An act to reappropriate certain unexpended balances of former appropriations" (Int. No. 1064), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Mead	Smith A E
Allen F E	Crosley	Hamn	Miller	Smith J E
Allen J G	Cunningham	Hapeman	Mills	Smith M F
Apgar	DeGroot	Harawitz	Moreland	Smith Myron
Averill	Dowling	Harte	Murphy	Sprenger
Baldwin	Draper	Hartman	Nevins	Stanley
Bass	Eagleton	Hastings	Nolan	Steele
Becker	Eckmann	Hoffman	Oglesby	Steffens
Beebe	Evans	Hooker	Oliver	Story
Bernstein	Farnan	Hooper	O'Neill	Surpless
Bird	Feth	Hubbs	Palmer G M	Thompson
Bisland	Filley	Kavanagh	Palmer S J	Tompkins
Bohan	Fish	Keyes	Patton	Volk
Boshart	Foelker	Knapp	Phillips	Wade
Brady	Foster	Krulewitch	Pratt	Weber
Brennan	Fowler	Lansing	Prentice	Wedemeyer
Burnett	Francis	LaFetra	Quinn	Wells
Burns	Fritz	Lee A E	Rock	Wemple
Burzynski	Gates	Lee W I	Rogers	West
Carnochoan	Grattan	Lewis	Salomon	Whitley
Carrier	Gray A B	Long	Santee	Whitney F G
Caughlan	Gray F J	Lupton	Schmitt	Whitney G H
Chamberlain	Green	Lynch	Schoeneck	Wilson
Charles	Gregory	Maher	Schwegler	Winters
Cohalan	Gunderman	Maier	Scovill	Wood
Colne	Gurnett	Matthews	Shanahan	Yale
Coon	Hackett	McGuire	Shuttleworth	Young
Cowan				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 929) entitled "An act empowering the comptroller of the city of New York to refund to the Roman Catholic Church of Saint Martin of Tours, or the trustees thereof, moneys paid as assessments for public improvements upon certain real property belonging to said church in the borough of the Bronx, New York city" (Int. No. 775), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Merritt	Shuttleworth
Allen F E	Crosley	Hamn	Miller	Smith A E
Allen J G	Cunningham	Hapeman	Mills	Smith J E
Apgar	DeGroot	Harawitz	Moreland	Smith M F
Averill	Donohue	Harte	Murphy	Smith Myron
Baldwin	Dowling	Hartman	Nevins	Sprenger
Bass	Draper	Harvey	Norton	Stanley
Becker	Eagleton	Hastings	Oglesby	Story
Beebe	Eckmann	Hoffman	Oliver	Surpless
Bernstein	Evans	Hooper	O'Neill	Volk
Bird	Farnan	Hubbs	Palmer G M	Waddell
Bohan	Filley	Kavanagh	Palmer S J	Wade
Boshart	Fish	Keyes	Patton	Wainwright
Brady	Foelker	Knapp	Phillips	Weber
Brennan	Foster	Krulewitch	Pratt	Wedemeyer
Burnett	Fowler	Lansing	Prentice	Wells
Burns	Francis	LaFetra	Quinn	Wemple
Burzynski	Gates	Lee A E	Reilly	West
Campbell	Grady	Lee W I	Rock	Whitley
Carnochan	Grattan	Lewis	Rogers	Whitney F G
Carrier	Gray A B	Lupton	Salomon	Whitney G H
Caughlan	Gray F J	Lynch	Sammon	Williams
Chamberlain	Green	Maher	Santee	Wilson
Charles	Gregory	Maier	Schmitt	Winters
Cohalan	Gunderman	Matthews	Schoeneck	Wood
Colne	Gurnett	McGuire	Scovill	Yale
Coon	Hackett	Mead	Shanahan	Young
Cowan				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 90) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Edwin H. Risley and Henry M. Love, comprising the firm of Risley and Love, against the State of New York" (Int. No. 90), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



AYES 136

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hammond	Moreland	Smith J E
Allen F E	Cunningham	Hamn	Murphy	Smith Myron
Allen J G	DeGroot	Hapeman	Nevins	Sprenger
Apgar	Donohue	Harawitz	Nolan	Stanley
Averill	Dowling	Hartman	Norton	Steele
Baldwin	Draper	Hastings	Oglesby	Steffens
Bass	Dressing	Hoffman	Oliver	Story
Becker	Eagleton	Hooker	O'Neill	Surpless
Bedell	Evans	Hooper	Palmer G M	Thompson
Beebe	Farnan	Hubbs	Palmer S J	Volk
Bernstein	Feth	Kavanagh	Patton	Waddell
Bird	Filley	Keyes	Phillips	Wade
Bisland	Fish	Knapp	Pratt	Wainwright
Bohan	Foelker	Krulewitch	Prentice	Weber
Boshart	Foster	Lansing	Quinn	Wedemeyer
Brady	Fowler	LaFetra	Reilly	Wells
Brennan	Francis	Lee A E	Rock	Wemple
Burnett	Fritz	Lewis	Rogers	West
Burns	Gates	Lupton	Salomon	Whitley
Burzynski	Grady	Maher	Sammon	Whitney F G
Carnochan	Grattan	Maier	Santee	Whitney G H
Carrier	Gray A B	Matthews	Schoeneck	Williams
Caughlan	Gray F J	McGuire	Schwegler	Wilson
Chamberlain	Green	Mead	Scovill	Winters
Charles	Gregory	Merritt	Shanahan	Wood
Colne	Gunderman	Miller	Shuttleworth	Yale
Coon	Hackett	Mills	Smith A E	Young
Cox				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1357) entitled "An act making an appropriation for the promotion of agriculture" (Int. No. 1103), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hamn	Miller	Smith Myron
Allen F E	Cox	Hapeman	Mills	Sprenger
Allen J G	Crosley	Harawitz	Moreland	Stanley
Apgar	Cunningham	Hartman	Murphy	Steffens

Averill	DeGroot	Hastings	Nevins	Story
Baldwin	Donohue	Hoffman	Nolan	Surplless
Bass	Dowling	Hooker	Oglesby	Thompson
Becker	Draper	Hooper	Oliver	Tompkins
Beebe	Eagleton	Hubbs	Palmer S J	Volk
Bernstein	Eckmann	Kavanagh	Patton	Waddell
Bird	Evans	Keyes	Phillips	Wade
Bisland	Farnan	Knapp	Pratt	Wainwright-
Bohan	Feth	Krulewitch	Prentice	Weber
Boshart	Fish	Lansing	Rock	Wedemeyer
Brady	Foelker	LaFetra	Rogers	Wells
Burnett	Fowler	Lee A E	Salomon	Wemple
Burns	Fritz	Lee W I	Santee	West
Burzynski	Gates	Lewis	Schmitt	Whitley
Carnochan	Grattan	Long	Schoeneck	Whitney F G
Carrier	Gray A B	Lupton	Schwegler	Whitney G H
Caughlan	Gray F J	Lynch	Scovill	Williams
Chamberlain	Green	Maher	Shanahan	Wilson
Charles	Gunderman	Maier	Shuttleworth	Winters
Cohalan	Gurnett	Matthews	Smith A E	Wood
Colne	Hackett	McGuire	Smith J E	Yale
Coon	Hammond	Mead	Smith M F	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1199) entitled "An act to amend chapter four hundred and twenty-nine of the Laws of eighteen hundred and ninety-three, entitled 'An act to provide for the compilation and continuance and care of certain indexes and records in the Albany county clerk's office,' relative to the execution of the work and the order thereof" (Int. No. 993), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 00

Those who voted in the affirmative were:

Agnew	DeGroot	Hapeman	Miller	Shuttleworth
Allen F E	Donohue	Harawitz	Mills	Smith A E
Allen J G	Dowling	Harte	Moreland	Smith J E
Apgar	Draper	Hartman	Murphy	Smith M F
Baldwin	Eagleton	Harvey	Nevins	Smith Myron
Bass	Eckmann	Hastings	Norton	Sprenger
Beebe	Evans	Hoffman	Oglesby	Stanley
Bernstein	Farnan	Hooker	Oliver	Story
Bird	Filley	Hooper	O'Neill	Surplless

Bohan	Fish	Hubbs	Palmer G M	Thompson
Boshart	Foelker	Kavanagh	Palmer S J	Volk
Brady	Foster	Keyes	Patton	Waddell
Brennan	Fowler	Knapp	Phillips	Wade
Burns	Francis	Krulewitch	Pratt	Wainwright
Burzynski	Gates	Lansing	Prentice	Weber
Campbell	Grady	LaFetra	Quinn	Wedemeyer
Carnochan	Grattan	Lee A E	Reilly	Wells
Carrier	Gray A B	Lee W I	Rock	Wemple
Chamberlain	Gray F J	Lewis	Rogers	Whitley
Charles	Green	Lupton	Salomon	Whitney G H
Cohalan	Gregory	Maher	Sammon	Williams
Colne	Gunderman	Maier	Santee	Wilson
Coon	Gurnett	Matthews	Schmitt	Winters
Cowan	Hackett	McGuire	Schoeneck	Wood
Cox	Hammond	Mead	Scovill	Yale
Crosley	Hamn	Merritt	Shanahan	Young
Cunningham				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Hammond offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from further consideration of the Senate bill (No. 290, Rec. No. 185) entitled "An act to amend chapter five hundred and seventy-two of the Laws of nineteen hundred and two, entitled 'An act to revise and amend an act to incorporate the city of Middletown and the acts amendatory thereof,' in relation to boundaries."

Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

Said bill having been announced,

On motion of Mr. Hammond, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Hammond, said bill was referred to the committee on revision, to compare with the Assembly bill No. 763, Int. No. 666, same title and subject, now on the order of third reading, and report if the same are identical, and if found identical that said Senate bill be substituted for said Assembly bill.

The bill (No. 763) entitled "An act to amend chapter five hundred and seventy-two of the Laws of nineteen hundred and two, entitled 'An act to revise and amend an act to incorporate the city of Middletown and the acts amendatory thereof,' in rela-



tion to boundaries " (Int. No. 666), having been announced for a third reading,

On motion of Mr. Hammond, said bill was recommitted to the committee on revision, retaining its place on the order of third reading.

The bill (No. 1232) entitled "An act to amend the Domestic Commerce Law, in relation to adulteration of and deception in the manufacture and sale of spirits of turpentine" (Int. No. 1015), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Harawitz	Mills	Smith J E
Allen F E	DeGroot	Harte	Moreland	Smith M F
Allen J G	Donohue	Hartman	Murphy	Smith Myron
Apgar	Dowling	Harvey	Nevins	Sprenger
Averill	Draper	Hastings	Norton	Stanley
Baldwin	Eagleton	Hoffman	Oglesby	Steffens
Becker	Eckmann	Hooker	Oliver	Story
Beebe	Evans	Hooper	O'Neill	Surpluss
Bernstein	Farnan	Hubbs	Palmer G M	Thompson
Bird	Filley	Kavanagh	Palmer S J	Volk
Bisland	Fish	Keyes	Patton	Waddell
Boshart	Foelker	Knapp	Phillips	Wade
Brady	Foster	Lansing	Pratt	Wainwright
Brennan	Fowler	LaFetra	Prentice	Weber
Burnett	Francis	Lee A E	Quinn	Wedemeyer
Burns	Gates	Lee W I	Reilly	Wells
Burzynski	Grady	Lewis	Rock	Wemple
Campbell	Grattan	Lupton	Salomon	West
Carrier	Gray A B	Lynch	Sammon	Whitney F G
Caughlan	Gray F J	Maher	Santee	Whitney G H
Chamberlain	Green	Maier	Schmitt	Williams
Charles	Gregory	Matthews	Schoeneck	Wilson
Cohalan	Gunderman	McGuire	Scovill	Winters
Colne	Hackett	Mead	Shanahan	Wood
Cowan	Hammond	Merritt	Shuttleworth	Yale
Cox	Hamn	Miller	Smith A E	Young
Crosley	Hapeman			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1273) entitled "An act authorizing the board of estimate and apportionment of the city of New York to audit and allow and the comptroller of said city to pay Ernest H. Juergens compensation for services rendered to said city in the law department, in the years eighteen hundred and ninety-nine and nineteen hundred as an office boy" (Int. No. 1046), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Mills	Smith J E
Allen F E	Crosley	Hamn	Moreland	Smith Myron
Allen J G	DeGroot	Hapeman	Murphy	Sprengr
Apgar	Donohue	Harawitz	Nevins	Stanley
Averill	Dowling	Hartman	Nolan	Steele
Baldwin	Draper	Hastings	Norton	Steffens
Bass	Dressing	Hoffman	Oglesby	Story
Becker	Eagleton	Hooker	Palmer G M	Surpless
Bedell	Evans	Hooper	Palmer S J	Thompson
Beebe	Farnan	Hubbs	Patton	Volk
Bernstein	Feth	Kavanagh	Phillips	Waddell
Bird	Filley	Keyes	Pratt	Wade
Bisland	Fish	Knapp	Prentice	Wainwright
Bohan	Foelker	Krulewitch	Quinn	Weber
Boshart	Foster	Lansing	Reilly	Wedemeyer
Brady	Fowler	LaFetra	Rock	Wells
Brennan	Francis	Lee A E	Rogers	Wemple
Burnett	Fritz	Lee W I	Salomon	West
Burns	Gates	Lewis	Sammon	Whitley
Burzynski	Grady	Lupton	Santee	Whitney F G
Carnochan	Grattan	Maher	Schoeneck	Whitney G H
Carrier	Gray A B	Maier	Schwegler	Wilson
Caughlan	Gray F J	Matthews	Scovill	Winters
Charles	Green	McGuire	Shanahan	Wood
Colne	Gregory	Mead	Shuttleworth	Yale
Coon	Gunderman	Merritt	Smith A E	Young
Cowan	Hackett	Miller		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 390) entitled "An act to authorize the police commissioner of the city of New York, in his discretion, to re-

open the investigation of the legality of the appointment of Joseph Devlin as a member of the police department and force of the city of New York, to make a reinvestigation of the same and to reinstate or restore him as a roundsman in the police department and force of said city" (Int. No. 371), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	DeGroot	Hapeman	Moreland	Sprenger
Allen F E	Donohue	Harawitz	Murphy	Stanley
Allen J G	Dowling	Harte	Nevins	Steele
Averill	Draper	Hartman	Nolan	Steffens
Baldwin	Eagleton	Hastings	Oglesby	Story
Bass	Eckmann	Hoffman	Oliver	Surpless
Becker	Evans	Hubbs	O'Neill	Thompson
Bernstein	Farnan	Kavanagh	Palmer G M	Tompkins
Bird	Feth	Keyes	Palmer S J	Volk
Bohan	Filley	Krulewitch	Patton	Waddell
Boshart	Fish	Lansing	Phillips "	Wade
Brennan	Foelker	LaFetra	Pratt	Wainwright
Burnett	Foster	Lee A E	Prentice	Weber
Burns	Fowler	Lee W I	Quinn	Wedemeyer
Burzynski	Francis	Lewis	Rock	Wells
Carnochan	Fritz	Long	Rogers	Wemple
Carrier	Gates	Lupton	Salomon	West
Caughlan	Grattan	Lynch	Santee	Whitley
Chamberlain	Gray A B	Maher	Schmitt	Whitney F G
Charles	Gray F J	Maier	Schoeneck	Whitney G H
Cohalan	Green	Matthews	Schwegler	Williams
Colne	Gregory	McGuire	Scovill	Wilson
Coon	Gunderman	Mead	Shanahan	Winters
Cowan	Gurnett	Merritt	Shuttleworth	Wood
Cox	Hackett	Miller	Smith A E	Yale
Crosley	Hammond	Mills	Smith M F	Young
Cunningham	Hamn			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1300) entitled "An act to amend the Transportation Corporations Law, in relation to waterworks corporations"



(Int. No. 1075), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hapeman	Nevins	Smith Myron
Allen F E	DeGroot	Harawitz	Norton	Sprenger
Allen J G	Donohue	Harte	Oglesby	Stanley
Apgar	Dowling	Hartman	Oliver	Steele
Averill	Draper	Harvey	O'Neill	Steffens
Bass	Eagleton	Hastings	Palmer G M	Story
Becker	Eckmann	Hoffman	Palmer S J	Surpless
Beebe	Evans	Hooker	Patton	Thompson
Bernstein	Farnan	Hooper	Phillips	Volk
Bird	Filley	Hubbs	Pratt	Waddell
Bisland	Fish	Kavanagh	Prentice	Wade
Bohan	Foelker	Krulewitch	Quinn	Wainwright
Boshart	Foster	Lansing	Reilly	Weber
Brady	Fowler	Lee W I	Rock	Wedemeyer
Brennan	Francis	Lewis	Rogers	Wells
Burnett	Gates	Lupton	Salomon	Wemple
Burzynski	Grady	Lynch	Sammon	West
Campbell	Grattan	Maher	Santee	Whitley
Carnochan	Gray A B	Maier	Schmitt	Whitney F G
Carrier	Gray F J	Matthews	Schoeneck	Whitney G H
Caughlan	Green	McGuire	Seovill	Williams
Chamberlain	Gregory	Mead	Shanahan	Wilson
Charles	Gunderman	Merritt	Shuttleworth	Winters
Cohalan	Gurnett	Miller	Smith A E	Wood
Colne	Hackett	Mills	Smith J F	Yale
Cox	Hammond	Moreland	Smith M F	Young
Crosley	Hamn	Murphy		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 906) entitled "An act to amend chapter five hundred and thirty-eight of the Laws of nineteen hundred and four, entitled 'An act in relation to the registration and identification of motor vehicles, and the use of the public highways by such vehicles,' in relation to stopping when meeting horses" (Int. No. 770), having been announced for a third reading,

On motion of Mr. Phillips, and by unanimous consent, said bill was ordered placed on the third reading calendar for Thursday next.

The bill (No. 738) entitled "An act authorizing the board of estimate and apportionment of the city of New York to allow, and authorizing and directing the comptroller of said city to pay certain claims incurred for the maintenance of the municipal court of the city of New York, twelfth district, Manhattan borough, during the year nineteen hundred and three" (Int. No. 657), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hackett	Miller	Smith M F
Allen F E	Crosley	Hammond	Mills	Smith Myron
Allen J G	Cunningham	Hapeman	Moreland	Sprenger
Apgar	DeGroot	Harawitz	Murphy	Steele
Averill	Donohue	Harte	Nevins	Steffens
Baldwin	Dowling	Hartman	Nolan	Story
Bass	Draper	Hoffman	Oglesby	Surpless
Becker	Eagleton	Hooker	Oliver	Tompkins
Beebe	Eckmann	Hooper	O'Neill	Volk
Bernstein	Evans	Hubbs	Palmer G M	Waddell
Bird	Farnan	Keyes	Palmer S J	Wade
Bisland	Feth	Knapp	Patton	Wainwright
Bohan	Filley	Krulewitch	Phillips	Weber
Boshart	Fish	Lansing	Pratt	Wedemeyer
Brady	Foelker	LaFetra	Prentice	Wells
Brennan	Foster	Lee A E	Quinn	Wemple
Burnett	Fowler	Lee W I	Rock	West
Burns	Francis	Lewis	Rogers	Whitley
Burzynski	Fritz	Long	Salomon	Whitney F G
Carnochan	Gates	Lupton	Santee	Whitney G H
Carrier	Grattan	Lynch	Schmitt	Williams
Chamberlain	Gray A B	Maher	Schoeneck	Wilson
Charles	Gray F J	Maier	Schwegler	Winters
Cohalan	Green	Matthews	Scovill	Wood
Colne	Gregory	McGuire	Shanahan	Yale
Coon	Gunderman	Mead	Smith A E	Young
Cowan	Gurnett	Merritt	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1128) entitled "An act to amend the Greater New York charter, relative to the powers of city magistrates" (Int. No. 932), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 2

Those who voted in the affirmative were:

Agnew	Cowan	Hackett	Merritt	Shuttleworth
Allen F E	Cox	Hammond	Miller	Smith A E
Allen J G	Crosley	Hamn	Mills	Smith M F
Apgar	Cunningham	Hapeman	Moreland	Sprenger
Averill	DeGroot	Harawitz	Murphy	Stanley
Baldwin	Donohue	Hartman	Nevins	Steele
Bass	Dowling	Harvey	Norton	Steffens
Becker	Draper	Hastings	Oglesby	Story
Beebe	Eagleton	Hoffman	Oliver	Surpless
Bernstein	Eckmann	Hooker	O'Neill	Thompson
Bird	Evans	Hooper	Palmer G M	Volk
Bisland	Farnan	Hubbs	Palmer S J	Waddell
Boshart	Filley	Kavanagh	Patton	Weber
Brady	Fish	Knapp	Phillips	Wedemeyer
Brennan	Foelker	Krulewitch	Pratt	Wells
Burnett	Foster	Lansing	Prentice	Wemple
Burns	Fowler	LaFetra	Quinn	West
Burzynski	Francis	Lee A E	Reilly	Whitley
Campbell	Gates	Lee W I	Rock	Whitney F G
Carnochan	Grady	Lupton	Rogers	Whitney G H
Carrier	Grattan	Lynch	Sammon	Williams
Caughlan	Gray A B	Maher	Santee	Wilson
Chamberlain	Gray F J	Maier	Schmitt	Winters
Charles	Green	Matthews	Schoeneck	Wood
Cohalan	Gregory	McGuire	Scovill	Yale
Colne	Gunderman	Mead	Shanahan	Young
Coon	Gurnett			

Those who voted in the negative were:

Bohan                      Salomon

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 787) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged



claims of Charles F. Parker and Company against the State for damages alleged to have been sustained by it, and to render judgment therefor" (Int. No. 691), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hamn	Murphy	Smith Myron
Allen F E	DeGroot	Hapeman	Nevins	Sprenger
Allen J G	Donohue	Harawitz	Nolan	Stanley
Apgar	Dowling	Hartman	Norton	Steele
Averill	Draper	Hastings	Oglesby	Steffens
Baldwin	Dressing	Hoffman	Oliver	Story
Bass	Eagleton	Hooker	O'Neill	Surpress
Becker	Evans	Hooper	Palmer G M	Thompson
Beebe	Farnan	Hubbs	Palmer S J	Tompkins
Bernstein	Feth	Kavanagh	Patton	Volk
Bird	Filley	Keyes	Phillips	Waddell
Bisland	Fish	Knapp	Pratt	Wade
Bohan	Foelker	Krulewitch	Prentice	Wainwright
Boshart	Foster	LaFetra	Quinn	Weber
Brennan	Fowler	Lee A B	Reilly	Wedemeyer
Burnett	Francis	Lee W I	Rock	Wells
Burns	Fritz	Lewis	Rogers	Wemple
Burzynski	Gates	Lupton	Salomon	West
Carnochan	Grady	Maher	Sammon	Whitley
Carrier	Grattan	Maier	Santee	Whitney F G
Caughlan	Gray A B	Matthews	Schoeneck	Whitney G H
Chamberlain	Gray F J	McGuire	Schwegler	Williams
Colne	Green	Mead	Scovill	Wilson
Coon	Gregory	Merritt	Shanahan	Winters
Cowan	Gunderman	Miller	Shuttleworth	Wood
Cox	Hackett	Mills	Smith A E	Yale
Crosley	Hammond	Moreland	Smith J E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 505) entitled "An act to amend chapter four hundred and sixty-eight of the Laws of eighteen hundred and ninety, known as the Highway Law, in relation to limitations upon laying out highways" (Rec. No. 96), having been announced for a third reading,

Mr. Campbell moved that said bill be recommitted to the committee on internal affairs.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the negative.

Said bill was then read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 1

Those who voted in the affirmative were:

Agnew	Cox	Hackett	Mead	Smith A E
Allen F E	Crosley	Hammond	Merritt	Smith J E
Allen J G	Cunningham	Hamn	Miller	Smith M F
Apgar	DeGroot	Hapeman	Mills	Smith Myron
Averill	Donohue	Harte	Moreland	Stanley
Baldwin	Dowling	Hartman	Murphy	Steffens
Bass	Draper	Hastings	Nevins	Surpless
Becker	Eagleton	Hoffman	Nolan	Thompson
Beebe	Eckmann	Hooker	Oglesby	Tompkins
Bernstein	Evans	Hooper	Oliver	Volk
Bird	Farnan	Hubbs	O'Neill	Waddell
Bisland	Feth	Kavanagh	Palmer G M	Wade
Bohan	Filley	Keyes	Palmer S J	Wainwright
Boshart	Fish	Knapp	Patton	Weber
Brady	Foelker	Krulewitch	Phillips	Wedemeyer
Brennan	Foster	Lansing	Pratt	Wells
Burnett	Fowler	LaFetra	Prentice	Wemple
Burns	Francis	Lee A E	Quinn	West
Burzynski	Fritz	Lee W I	Rock	Whitley
Carrier	Gates	Lewis	Rogers	Whitney F G
Caughlan	Grattan	Long	Salomon	Whitney G H
Chamberlain	Gray A B	Lupton	Santee	Williams
Charles	Gray F J	Lynch	Schmitt	Wilson
Cohalan	Green	Maher	Schwegler	Winters
Colne	Gregory	Maier	Scovill	Wood
Coon	Gunderman	Matthews	Shanahan	Yale
Cowan	Gurnett	McGuire	Shuttleworth	Young

In the negative:

Carnochan

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 564) entitled "An act to amend the Greater New York charter by the addition of a new section to be known as section one hundred and forty-nine-a, to provide for the compilation of statistics by the various officials, boards, corporations, et cetera, having custody of city or county property, or receiving or disbursing moneys received from the city or the counties thereof, and by the amendment of section one hundred and fifty-one to provide for the establishment of a bureau of investigation and statistics in the department of finance" (Rec. No. 110), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were.

Agnew	Crosley	Hapeman	Mills	Smith Myron
Allen F E	Cunningham	Harawitz	Moreland	Sprenger
Allen J G	DeGroot	Harte	Murphy	Stanley
Apgar	Donohue	Hartman	Nevins	Steele
Averill	Dowling	Hastings	Nolan	Steffens
Baldwin	Draper	Hoffman	Oglesby	Story
Bass	Eagleton	Hooper	Oliver	Surpless
Becker	Evans	Hubbs	O'Neill	Thompson
Beebe	Farnan	Kavanagh	Palmer G M	Tompkins
Bernstein	Feth	Keyes	Palmer S J	Volk
Bird	Filley	Knapp	Patton	Waddell
Bisland	Fish	Krulewitch	Phillips	Wade
Bohan	Foelker	Lansing	Pratt	Wainwright
Boshart	Foster	LaFetra	Prentice	Weber
Brennan	Fowler	Lee A E	Quinn	Wedemeyer
Burnett	Francis	Lee W I	Rock	Wells
Burns	Fritz	Lewis	Rogers	Wemple
Burzynski	Gates	Long	Salomon	West
Carnochan	Grattan	Lupton	Santee	Whitley
Carrier	Gray A B	Lynch	Schmitt	Whitney F G
Caughlan	Gray F J	Maher	Schoeneck	Whitney G H
Chamberlain	Green	Maier	Schwegler	Williams
Charles	Gregory	Matthews	Scovill	Wilson
Cohalan	Gunderman	McGuire	Shanahan	Winters
Colne	Gurnett	Mead	Smith A E	Wood
Coon	Hackett	Merritt	Smith J E	Yale
Cowan	Hamn	Miller	Smith M F	Young
Cox				



Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 21, 1906.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor requesting the return of Senate bill No. 247, Rec. No. 22) entitled "An act to provide for the appointment of two female probation officers in the court of special sessions of the second division of the city of New York, and to compensate them for such services," for the purpose of amendment.

By order of the Senate,

L. B. GLEASON,  
*Clerk.*

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the bill (No. 1123, Int. No. 927) entitled "An act to amend the Membership Corporations Law, in relation to consolidation of cruelty corporations," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 1122, Int. No. 926) entitled "An act to consolidate the consolidated corporation now existing under the name of the Mohawk and Hudson River Humane Society with the corporations known as the Saratoga County Society for the Prevention to Cruelty to Animals, and the Columbia County Society for the Prevention of Cruelty to Animals, and to define the powers and duties of the corporation as so consolidated," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 372, Int. No. 355) entitled "An act to authorize the city of Utica to construct a general

system of storm-water drainage, and to borrow money to pay for the same," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Utica.

The Senate returned the Senate bill (No. 223, Assembly reprint No. 1305, Rec. No. 37) entitled "An act to amend the Code of Civil Procedure, in relation to the sale, mortgaging or leasing of the contingent interests of infants not in being, in real property," with a message that they have concurred in the amendments of the Assembly made thereto.

Ordered, That the Clerk deliver said bill to the Senate.

A communication was received from Hon. Geo. B. McClellan, mayor of the city of New York, returning Assembly bill (No. 875, Int. No. 64) entitled "An act in relation to illuminating gas in the city of New York and regulating the quality and pressure thereof and the price to consumers other than said city and providing a penalty for violation," with a message that said mayor, after a public hearing thereon, does approve said bill and accept the same.

Ordered, That the Clerk deliver said bill to the Governor.

Mr. Wemple, from the committee on revision, to which was referred Senate bill No. 745, Rec. No. 167, and Assembly bill No. 1358, Int. No. 1104, entitled "An act making an appropriation for the State Industrial School at Rush," reported that they have compared the same and find that they are identical, which report was agreed to and said Senate bill was ordered substituted for said Assembly bill, and placed on the order of second reading.

Mr. Wemple, from the committee on revision, to which was referred Senate bill No. 613, Rec. No. 168, and Assembly bill No. 1221, Int. No. 1004, entitled "An act to amend the Insanity Law, relative to buildings for the holding of religious services," reported that they have compared the same and find that they are identical, which report was agreed to and said Senate bill was ordered substituted for said Assembly bill, and placed on the order of third reading.

Mr. Wemple, from the committee on revision, to which was referred Senate bill No. 290, Rec. No. 185, and Assembly bill No. 763, Int. No. 666, entitled "An act to amend chapter five hundred and seventy-two of the Laws of nineteen hundred and two, entitled 'An act to revise and amend an act to incorporate the city of Middletown and the acts amendatory thereof,' in relation to boundaries," reported that they have compared the same and find that they are identical, which report was agreed to and said Senate bill was ordered substituted for said Assembly bill, and placed on the order of third reading.

On motion of Mr. Moreland, the House adjourned.

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#### THURSDAY, MARCH 22, 1906.

The House met pursuant to adjournment.

Prayer by Rev. Henry Graham.

On motion of Mr. Moreland, the reading of the journal of yesterday was dispensed with and the same was approved.

Mr. Speaker presented the report of the Jamestown Fer-Centennial Commission, which was laid upon the table and ordered printed.

(See Document No. 53.)

The Senate sent for concurrence the following entitled bills:

"An act to permit the Carnegie Foundation, a corporation duly incorporated under the Laws of New York, to convey its property to the Carnegie Foundation for the Advancement of Teaching" (No. 792, Rec. No. 187), which was read the first time and referred to the committee on the judiciary.

"An act to authorize the town board of the town of Tyrone, county of Schuyler, to consolidate election districts in such town" (No. 172, Rec. No. 188), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Greater New York charter, relative to the department of docks and ferries" (No. 802, Rec. No. 189),



which was read the first time and referred to the committee on affairs of cities.\*

"An act to amend the tenement-house act in relation to buildings of a certain character" (No. 801, Rec. No. 190), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the Forest, Fish and Game Law, relative to fishing through the ice in the waters of Wappinger's creek" (No. 510, Rec. No. 191), which was read the first time and referred to the committee on fisheries and game.

"An act to amend the Tax Law in relation to the defense of certiorari proceedings to review the assessment of a special franchise by the state board of tax commissioners" (No. 581, Rec. No. 192), which was read the first time and referred to the committee on the judiciary.

Mr. Eckmann introduced a bill entitled "An act to amend the Code of Civil Procedure, relative to warrants in dispossess proceedings" (Int. No. 1288), which was read the first time and referred to the committee on codes.

Mr. Harawitz introduced a bill entitled "An act to amend the Greater New York charter relative to punishment of persons causing fire in stovepipes, chimney or flue" (Int. No. 1289), which was read the first time and referred to the committee on affairs of cities.

Mr. Hooper introduced a bill entitled "An act to amend the Forest, Fish and Game Law in relation to Mongolian ringnecked and English pheasants" (Int. No. 1290), which was read the first time and referred to the committee on fisheries and game.

Mr. Murphy introduced a bill entitled "An act to amend chapter six hundred and seventy-three of the Laws of nineteen hundred and four, as amended by chapter six hundred and seventy-one of the Laws of nineteen hundred and five, entitled 'An act to provide for the erection of a suitable monument to commemorate the services of the Fifth Regiment, New York State Volunteer Infantry (Duryee's Zouaves), who were engaged in the battle of Second Bull Run or Manassas Plains, Virginia, and making an

appropriation therefor" (Int. No. 1291), which was read the first time and referred to the committee on ways and means.

Mr. Oliver introduced a bill entitled "An act to amend the Railroad Law" (Int. No. 1292), which was read the first time and referred to the committee on railroads.

Mr. Story introduced a bill entitled "An act to amend the Election Law, in relation to voting booths" (Int. No. 1293), which was read the first time and referred to the committee on the judiciary.

Mr. Tompkins (by request) introduced a bill entitled "An act to prohibit advertisements concerning certain diseases" (Int. No. 1294), which was read the first time and referred to the committee on the judiciary.

Mr. Waddell introduced a bill entitled "An act to amend the Penal Code, in relation to unlawful interference with electrical apparatus" (Int. No. 1295), which was read the first time and referred to the committee on codes.

Mr. Cohalan introduced a bill entitled "An act to amend section twelve hundred and forty-two of the Code of Civil Procedure relating to the sale of real property" (Int. No. 1296), which was read the first time and referred to the committee on codes.

Mr. Grady introduced a bill entitled "An act in relation to an assessment for the grading, construction and improvement of Surf avenue in the city of New York, borough of Brooklyn, late town of Gravesend, Kings county, and to close Surf avenue from West Thirty-Seventh street to the end of said avenue at Coney Island point" (Int. No. 1297), which was read the first time and referred to the committee on affairs of cities.

Mr. Wedemeyer introduced a bill entitled "An act to amend section thirty-three hundred and twelve of the Code of Civil Procedure, relative to compensation of deputy sheriffs attending courts in the county of Richmond" (Int. No. 1298), which was read the first time and referred to the committee on codes.

Mr. Cunningham introduced a bill entitled "An act to amend the State Charities Law relating to managers of state reformatories" (Int. No. 1299), which was read the first time and referred to the committee on the judiciary.

Also, "An act to amend the Penal Code relative to punishment for murder in the second degree" (Int. No. 1300), was read the first time and referred to the committee on codes.

Mr. Patton introduced a bill entitled "An act to amend chapter three hundred and seven of the Laws of nineteen hundred, entitled 'An act to provide for the payment of the expense of improving Delaware road (so called) in the town of Tonawanda in Erie county,' relative to certain bonds to be issued by said town" (Int. No. 1301), which was read the first time and referred to the committee on internal affairs.

Mr. F. G. Whitney introduced a bill entitled "An act to invalidate the incorporation by the board of supervisors of the county of Oswego of the Maple Lawn Cemetery Association in the town of Albion, Oswego county, and defining the powers and duties of such corporation" (Int. No. 1302), which was read the first time and referred to the committee on the judiciary.

Mr. Lewis introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to taking fish through the ice in Lake Neahtahwanta" (Int. No. 1303), which was read the first time and referred to the committee on fisheries and game.

By unanimous consent, Mr. Bisland introduced a bill entitled "An act to enable any member or stockholder of a corporation to commence an action at law" (Int. No. 1307), which was read the first time and referred to the committee on the judiciary.

By unanimous consent, Mr. Dowling introduced a bill entitled "An act to release to Michael Watters, Mary Watters, Mary Fleming the second, Thomas Fleming, Margaret Fleming, Annie Jones and Elizabeth Fleming, all the right, title and interest of the people of the State of New York, in and to certain real estate in the borough of Brooklyn, county of Kings, city of New York, acquired by escheat or forfeiture upon the deaths of Henry Fleming and Mary Fleming" (Int. No. 1308), which was read the first time and referred to the committee on ways and means.

By unanimous consent, Mr. Wedemeyer introduced a bill entitled "An act to extend the corporate existence of the Rich-



mond County Mutual Insurance Company" (Int. No. 1309), which was read the first time and referred to the committee on insurance.

Mr. Moreland, from the committee on ways and means, reports by bill entitled "An act making appropriations for certain expenses of government and supplying deficiencies in former appropriations" (Int. No. 1304), which was read the first time, and said committee recommended that said bill when printed be referred to said committee, which report was agreed to and said bill ordered printed and referred to said committee.

Mr. Moreland, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Wedemeyer (No. 1418, Int. No. 1145), entitled "An act to authorize the Comptroller of the State of New York to hear and determine the application of Arthur Dreyer, for the cancellation of a tax sale made by said Comptroller in the year eighteen hundred and ninety-five against lot number twenty on map of property on the north shore of Staten Island belonging to John C. Thompson, situated in the former town of Northfield, now the Third ward of the borough of Richmond, county of Richmond, and State of New York."

Also, Assembly bill introduced by Mr. Lewis (No. 891, Int. No. 755), entitled "An act to provide for purchasing a site for new buildings for the Oswego State Normal and Training School and making an appropriation therefor."

Also, Assembly bill introduced by Mr. F. E. Allen (No. 400, Int. No. 376), entitled "An act to amend section three, chapter nine of the Laws of nineteen hundred and one, entitled 'An act to create a Department of Labor and the office of Commissioner of Labor, and abolishing the offices of Commissioner of Labor Statistics and Factory Inspector, and the State Board of Mediation and Arbitration,' relative to deputy commissioners of labor."

Also, recommitted Assembly bill introduced by Mr. G. H. Whitney (No. 1326, Int. No. 623), entitled "An act to amend chapter one hundred and forty-seven of the Laws of nineteen hundred and three, entitled 'An act making provision for issuing bonds to the amount of not to exceed one hundred and one million dollars

for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and three,' and the acts supplementary thereto and amendatory thereof, in relation to interest on the compensation and damages allowed to land owners."

Reported in favor of the passage of the same, without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Moreland, from the committee on ways and means, to which was referred Assembly bill (No. 1006, Int. No. 841) introduced by Mr. Merritt, entitled "An act to establish a State school of agriculture at Saint Lawrence University, and making an appropriation therefor," reported in favor of the passage of the same with the following amendment:

On page 4, line 17, after the word "state" strike out the period and insert a comma and the words "such work to be conducted so far as practicable in harmony with the College of Agriculture at Cornell University".

SHERMAN MORELAND,  
*Chairman.*

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Moreland, from the committee on ways and means, to which was referred Assembly bill (No. 1155, Int. No. 957) introduced by Mr. Moreland, entitled "An act making appropriations for the State charitable institutions, the New York State School for the Blind, and the Elmira Reformatory," reported in favor of the passage of the same with the following amendments:

Page 1, line 10, and page 2, line 1, strike out the words "for watchman's clock and connections, two hundred and fifty dollars;"

Page 2, line 15, after the word "six" insert the words "and employees' cottage".

Page 5, lines 12 and 13, strike out the words "and amusement hall to seat five hundred to six hundred persons", and insert the word "rooms".

Page 5, line 25, after the word "dollars" insert the words "for constructing steam conduit in village green, three thousand dol-

lars; for outside heating in connection with five new dormitories, two thousand five hundred dollars; for outside plumbing in connection with five new dormitories, three thousand dollars; for outside lighting in connection with five new dormitories, one thousand dollars."

SHERMAN MORELAND,  
*Chairman.*

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Moreland, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Fish (No. 1007, Int. No. 842), entitled "An act to provide for issuing bonds of the State to the amount of four million dollars for the improvement of highways, pursuant to the provisions of section twelve of article seven of the Constitution of the State, and providing for the payment of the interest on said bonds, and the creating of a sinking fund to discharge the principal thereof at maturity, and making an appropriation for the improvement of such highways," reported the same with the following amendments:

Page 1, in fourth line of title strike out "and".

Page 1, line 1, strike out "after this act shall take effect", and commence "there" with capital "T". Line 6 strike out "existing" and "or".

Page 2, line 1, strike out "general laws hereafter to be enacted". Line 2, insert period after "constitution" and strike out "and which" at end of line. Line 3, commence "said" with capital "S" and strike out "so to be issued". Line 5, strike out "immediately after this act shall take effect". Line 6 and 7, strike out "not less than five hundred dollars each". Line 8, strike out "and", and on line 11, strike out "and". Line 12, insert period after "York" and commence "said" with capital "S". Line 16, strike out "their" and "value" and insert period after "four". Line 18, after "of" insert "twenty days, Sundays and legal holidays excepted", and strike out "one month". Line 19, after "newspaper" insert "one". Line 20, 21 and 22 strike out all of line 20 after "Albany", all of line 21, and all of line 22 to and including "All", and on line 22 insert "such" before "advertisements."

Line 22 and 23 strike out "of such sale". Line 25 insert "s" at end of "advertisement".

Page 3, line 1, strike out "same" and "may be necessary" and after "manner" insert "above described". Line 2, after



"ment" insert "may be necessary" and strike out "In the interest of the State." Line 3, strike out "be" before "all" and insert "be" after "all". Lines 7 and 8, strike out all of lines 7 and 8 after "highways" and insert "under general laws as hereinbefore provided." Line 9, after "tax of" insert "twenty" and on line 10 strike out "hundred seventy-five ten" and insert "one" before "thousandths".

Page 4, line 11, after "bonds" insert "and interest accruing on deposits of money received for the sale of such bonds or from miscellaneous sources."

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Moreland, from the committee on ways and means, to which was referred Assembly bill introduced by Mr. Surpless (No. 813, Int. No. 706), entitled "An act reappropriating certain money heretofore appropriated for the quarantine stations at Hoffman and Swinburne islands and for the support of the quarantine department," reported in favor of the passage of the following substitute bill:

(See Appendix No. 34.)

which report was agreed to and said substitute bill ordered printed, and placed on the order of second reading.

Mr. Moreland, from the committee on ways and means, to which was referred Senate bill introduced by Mr. Brown (No. 358, Rec. No. 146), entitled "An act for the protection of agriculture and making an appropriation therefor," reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Said bill having been announced,

On motion of Mr. Moreland, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Moreland, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree

to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Moreland	Smith Myron
Allen F E	Crosley	Hamn	Murphy	Sprenger
Allen J G	Cunningham	Hapeman	Nevins	Stanley
Apgar	DeGroot	Harawitz	Nolan	Steele
Averill	Donohue	Hartman	Norton	Steffens
Baldwin	Dowling	Hastings	Oglesby	Story
Bass	Draper	Hoffman	Oliver	Surpluss
Becker	Dressing	Hooker	O'Neill	Thompson
Bedell	Eagleton	Hooper	Palmer G M	Tompkins
Beebe	Evans	Hubbs	Palmer S J	Volk
Bernstein	Farnan	Kavanagh	Patton	Waddell
Bird	Feth	Keyes	Phillips	Wade
Bisland	Filley	Knapp	Pratt	Wainwright
Bohan	Fish	Krulewitch	Prentice	Weber
Boshart	Foelker	Lansing	Quinn	Wedemeyer
Brady	Foster	LaFetra	Reilly	Wells
Brennan	Fowler	Lee A E	Rock	Wemple
Burnett	Francis	Lee W I	Rogers	West
Burns	Fritz	Lewis	Salomon	Whitley
Burzynski	Gates	Lupton	Sammon	Whitney F G
Carnochan	Grady	Maher	Santee	Whitney G H
Carrier	Grattan	Maier	Schoeneck	Williams
Caughlan	Gray A B	Matthews	Schwegler	Wilson
Chamberlain	Gray F J	McGuire	Scovill	Winters
Charles	Green	Mead	Shanahan	Wood
Colne	Gregory	Merritt	Shuttleworth	Yale
Coon	Gunderman	Miller	Smith A E	Young
Cowan	Hackett	Mills	Smith J E	

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Moreland, from the committee on ways and means, to which was referred Senate bill introduced by Mr. McCarren (No. 74, Rec. No. 69), entitled "An act to authorize the justices of the Appellate Division of the Supreme Court in the second judicial department to appoint two typewriter operators, and to provide for their compensation."

Also, Senate bill introduced by Mr. Prime (No. 339, Rec. No. 111), entitled "An act to authorize the Comptroller of the State to hear and determine the application of John Brown for cancellation of the tax sale made by the Comptroller in eighteen

hundred and ninety-five of lot twenty-five, Small's patent, town of Moriah, county of Essex."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Moreland, from the committee on ways and means, to which was referred Senate bill (No. 417, Rec. No. 114) introduced by Senate committee on forest, fish and game laws, entitled "An act to amend the Forest, Fish and Game Law in relation to the office and clerical force, game protectors and forestry department," reported in favor of the passage of the same, with the following amendment:

Page 4, line 17, after the word "enforce" insert the words "the law as to fire districts in towns and".

SHERMAN MORELAND,

*Chairman.*

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Cox, from the committee on the judiciary, reports by bill entitled "An act to amend the Election Law, in relation to the publicity of contributions to, and expenditures of campaign funds and providing for judicial inquiries relative thereto" (Int. No. 1306), which was read the first time, and said committee recommended that said bill when printed be referred to said committee, which report was agreed to and said bill ordered printed and referred to said committee.

Mr. Cox, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Averill (No. 1484, Int. No. 1184), entitled "An act providing for the removal to the Monroe county hospital of persons held under arrest in Monroe county, but not convicted, who are presumably insane or in need of hospital treatment."

Also, Assembly bill introduced by Mr. Mead (No. 1462, Int. No. 1166), entitled "An act to amend the State Charities Law relative to commitment to the New York State Training School for Girls."



Also, Assembly bill introduced by Mr. Schoeneck (No. 1380, Int. No. 1123), entitled "An act to amend the Primary Election Law relative to transcribing enrollments.

Also, Assembly bill introduced by Mr. Hammond (No. 1379, Int. No. 1122), entitled "An act to amend chapter one hundred and ninety-four of the Laws of eighteen hundred and ninety-seven, entitled 'An act creating a commissioner of jurors for each county of the State having a population of more than one hundred and fifty thousand and less than one hundred and ninety thousand, and regulating and prescribing his duties,' relative to the drawing of jurors."

Also, Assembly bill introduced by Mr. Apgar (No. 1333, Int. No. 1079), entitled "An act to authorize the trustees of the Manor Cemetery Company to sell its lands embracing the Manor cemetery of the town of Cortlandt, Westchester county, New York, remove remains therefrom, and distribute the proceeds of sale."

Also, Assembly bill introduced by Mr. Stanley (No. 1197, Int. No. 991), entitled "An act to provide for the retaxation by the Appellate Division of the Supreme Court of the State of New York for the second judicial department of the claim of Nelson J. Waterbury, Junior, as surviving partner of the firm of N. J. and N. J. Waterbury, Junior, for services rendered by them for the city of New York in the trial of the claim of George R. Sheldon, as assignee of William H. DeForrest, under the provisions of chapter four hundred and ninety of the Laws of eighteen hundred and eighty-three, entitled 'An act to provide new reservoirs, dams and a new aqueduct with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water,' and the acts amendatory thereof."

Also, Assembly bill introduced by Mr. Mead (No. 1161, Int. No. 963), entitled "An act to release to Hugh McAnespy, all the right, title and interest of the people of the State of New York in and to certain real estate."

Also, Assembly bill introduced by Mr. Dowling (No. 1086, Int. No. 895), entitled "An act to incorporate the American Baptist Publication Society."

Also, Assembly bill introduced by Mr. Cox (No. 932, Int. No. 778), entitled "Concurrent resolution of the Senate and Assembly proposing amendment to article seven of the Constitution relating to the diversion of the waters of Niagara river."

Also, Assembly bill introduced by Mr. Knapp (No. 723, Int. No. 642), entitled "An act to legalize, in certain respects, the action of certain officers of the county of Clinton and town of Altona, in relation to the levy of taxes in said county for a town charge of Altona for the year nineteen hundred and five, and validating the taxroll and warrant issued for collecting the same."

Also, Assembly bill introduced by Mr. Murphy (No. 354, Int. No. 320), entitled "An act to amend chapter nine hundred and nine of the Laws of eighteen hundred and ninety-six, entitled 'An act in relation to the elections, constituting chapter six of the general laws,' relating to recounting and recanvassing the votes and judicial investigation of ballots cast at elections heretofore and hereafter held."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Cox, from the committee on the judiciary, to which was referred Assembly bill (No. 1370, Int. No. 1113) introduced by Mr. Wainwright, entitled "An act in relation to corporations other than stock corporations," reported in favor of the passage of the same, with the following amendments:

Page 1, line 6, take out underscore under word "provided".

Page 1, line 8, after word "thereby" change period to comma and insert "provided also, that such filing of a copy shall not cause a duplication or similarity of corporate names in violation of section six of the general corporation law."

ROBT. LYNN COX,  
*Chairman.*

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Cox, from the committee on the judiciary, to which was referred Assembly bill (No. 571, Int. No. 535) introduced by Mr. Foelker, entitled "An act to regulate and control and to

limit the use of the waters of Niagara river," reported in favor of the passage of the same, with the following amendment:

Page 1, line 8, after the word "quantity" strike out balance of line and all of line 9, and insert "which said "corporations, firms or individuals can by virtue of the present rights draw under their respective charters. This section shall not be construed to affirm or impair the existing charter of any corporation, firm or individual."

ROBT. LYNN COX,  
*Chairman.*

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Cox, from the committee on the judiciary, to which was recommitted Assembly bill introduced by Mr. O'Neill (No. 1453, Int. No. 917), entitled "An act to amend the Election Law relative to the creation, division and alteration of election districts," reported in favor of the passage of the same, with the following amendment:

Page 4, line 25, underscore the words "and the county of Kings".

which report was agreed to, and said bill ordered reprinted and placed on the order of second reading.

Mr. Cox, from the committee on the judiciary, to which was referred Assembly bill introduced by Mr. Young (No. 1053, Int. No. 875), entitled "An act conferring jurisdiction upon the Supreme Court of the State of New York for the county of New York, to hear, try and determine a certain action arising upon a claim of Frank Rubano, an infant, by Felice Rubano, his guardian ad litem, against the city of New York, or Bellevue hospital and allied hospitals, for damages for personal injuries sustained by said infant being run over by a horse and ambulance wagon attached to one of the said public hospitals in the borough of Manhattan, city of New York," reported the same with the following amendments:

Page 1, after the last "York" in title, change period to comma and insert "and authorizing the commencement and prosecution of such action by such guardian ad litem."



Page 2, line 7, after the word "injuries" change period to comma and insert "and the said Felice Rubano, as such guardian ad litem, is hereby authorized and empowered to commence such action in the supreme court of said county and to prosecute the same to final determination."

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted, and recommitted to said committee.

Mr. Cox, from the committee on the judiciary, to which was referred Senate bill introduced by Mr. Fancher (No. 587, Rec. No. 107), entitled "An act to admit to the State bar examination John L. Snyder, a Seneca Indian."

Also, Senate bill introduced by Mr. Brackett (No. 449, Rec. No. 133), entitled "An act to amend chapter one hundred and sixty-five of the Laws of eighteen hundred and ninety-eight, entitled 'An act for the registration of all persons duly admitted and licensed to practice as attorney at law or as attorneys and counselors at law in the courts of record of this State,' by dispensing with the necessity of publishing annually a certified copy of the official register."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Hooker, from the committee on railroads, to which was referred Assembly bill introduced by Mr. Miller (No. 670, Int. No. 609), entitled "An act to amend chapter one hundred and seventy-eight of the Laws of eighteen hundred and thirty-four, entitled 'An act to incorporate the Long Island Railroad Company,' relating to rates of toll."

Also, recommitted Assembly bill introduced by Mr. Krulewitch (No. 1570, Int. No. 228), entitled "An act to amend the Railroad Law, in relation to street railway tickets."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Hooker, from the committee on railroads, to which was referred Assembly bill (No. 281, Int. No. 249) introduced by

Mr. Filley, entitled "An act to amend chapter six hundred and seventy-eight of the Laws of nineteen hundred and four, entitled 'An act to extend the time of the Bennington and Hoosick Valley Railway Company to commence the construction of all its extensions, to finish all the extensions of its said road, and to put all of the same in operation,' by further extension of time," reported in favor of the passage of the same with the following amendments:

Page 2, line 3, after the word "commence" insert the words "and complete". Line 5, after the word "nine" insert "[ ". Line 8, after the word "and" remove "[ ". Line 8 after ] strike out the word "eleven" and insert "," in place of "." and the words "but this act shall not apply to the village of Cambridge nor to that part of the proposed line from the village of Cambridge to the village of Greenwich".

S. PERCY HOOKER,  
*Chairman.*

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Hooker, from the committee on railroads, to which was referred Assembly bill (No. 656, Int. No. 602) introduced by Mr. Wilson, entitled "An act to extend the time of the Batavia and Northern Railroad Company to begin the construction of its road, and to expend thereon ten per centum of the amount of its capital, and to finish its road and put it in operation," reported in favor of the passage of the same, with the following amendments:

Page 1, line 8, strike out "January" and insert "July". Line 8, strike out "ten" and insert "seven".

Page 2, line 3, strike out "twelve" and insert "nine".

S. PERCY HOOKER,  
*Chairman.*

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Hooker, from the committee on railroads, to which was referred Assembly bill (No. 209, Int. No. 209) introduced by Mr. Steele, entitled "An act to amend the Railroad Law, relative to

the transportation of freight," reported in favor of the passage of the same, with the following amendments:

Page 2, line 6, after the word "and" strike out the word "receipt" and insert the word "mailing", and after the word "thereof" on the same line strike out "by the party en".

Line 7, strike out words "titled thereto".

Line 8, strike out all after the word "hours".

Line 9, strike out the words "net tons eighty-four hours".

Line 10, strike out all after the word "hours".

Line 11, strike out "net tons sixty hours".

Line 14 strike out "oral or".

Line 15, after the word "cars" insert ",," and the words "not to exceed two in any one day,".

Lines 26 and 27, strike out all.

Page 3, strike out all of lines 1 and 2.

Line 3, change first letter from lower case "t" to cap "T".

At end of line 16 strike out word "to".

Strike out all lines 17 and 18,

Strike out all lines 25 and the words "lowing receipt" on line 26.

Line 26, after the word "be" insert the word "promptly".

Page 4, strike out all line 1, after the word "destination".

Line 2, strike out "day of twenty-four hours".

Lines 3 and 4, strike out the words "within twenty-four hours after their arrival" and insert in place thereof "without unnecessary delay".

Line 15, after the word "mail" strike out " ;" and insert ".".

Strike out all after this " ;" on line 15, all of line 16, and all on line 17 preceding the word "For".

Line 25, strike out all after the word "required".

Line 26, strike out all preceding the word "and".

S. PERCY HOOKER,

*Chairman.*

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Hooker, from the committee on railroads, to which was recommitted Assembly bill introduced by Mr. Oliver (No. 909, Int. No. 773), entitled "An act to regulate the laying and using of street surface railroad tracks upon the Bowery in the city of New York, for the greater safety of lives," retaining its place on the order of third reading, reported in favor of the passage of the same with the following amendments:



Page 1, line 4, after the word "tracks" strike out " , " and the words "such tracks to be located upon".

Line 5, strike out the words "the central portion of said street".

which report was agreed to and said bill ordered reprinted and restored to its place on the order of third reading.

Mr. Hooker, from the committee on railroads, to which was referred Assembly bill introduced by Mr. Oglesby (No. 614, Int. No. 565), entitled "An act to amend the Railroad Law in relation to grade crossings," reported the following substitute bill.

(See Appendix, No. 35.)

and request that said substitute bill be printed and recommitted to said committee.

which report was agreed to and said substitute bill ordered printed and recommitted to said committee.

Mr. Hooker, from the committee on railroads, to which was referred Senate bill, introduced by Mr. Brown (No. 655, Rec. No. 134), entitled "An act to legalize and confirm the certificate of incorporation and the incorporation of the Cooperstown and Mohawk Valley Railway Company and the proceedings taken and had under or in pursuance of said certificates."

Also, Senate bill introduced by Mr. Carpenter (No. 447, Rec. No. 82), entitled "An act to extend the time of the Danbury and Harlem Traction Company to complete the construction of its road and extensions and to put the same in operation," reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred Assembly bill introduced by Mr. Shanahan (No. 730, Int. No. 649), entitled "An act to amend the Code of Civil Procedure relative to the trial of issues."

Also, Assembly bill introduced by Mr. Wells (No. 902, Int. No. 766), entitled "An act to amend section seven hundred and ninety-one, subdivision three-a of the Code of Civil Procedure."

Also, Assembly bill introduced by Mr. Merritt (No. 1220, Int.

No. 1003), entitled "An act to amend the Code of Civil Procedure to inventories and accounts of committees of incompetent persons confined in State hospitals."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was re-committed Assembly bill introduced by Mr. Shanahan (No. 925, Int. No. 650), entitled "An act to amend the Code of Civil Procedure relative to pleadings in civil actions," retaining its place on the order of second reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred Assembly bill (No. 664, Int. No. 603) introduced by Mr. Bernstein, entitled "An act to repeal chapter one hundred and twenty-eight of the Laws of nineteen hundred and one, entitled 'An act to amend the Penal Code, in relation to unauthorized offers for sale of and unauthorized applications for loans upon real property,'" reported in favor of the passage of the same with the following amendments:

Amend title to read as follows:

"An act to repeal section six hundred and forty-d of the penal code in relation to unauthorized offers for sale of and unauthorized applications for loans upon real property.

On page 1, line 1, after "secl" insert "section six hundred and forty-d of the penal code, being."

J. S. PHILLIPS,  
*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred Assembly bill (No. 643, Int. No. 589) introduced by Mr. Lansing, entitled "An act to amend the Penal Code, in relation to selling merchandise in bulk," reported in favor of the passage of the same with the following amendments:

- On page 1, line 1, strike out "five" and insert "four".
- On page 1, line 1, strike out "twenty" and insert "thirty".
- On page 1, line 2, strike out "two" and insert "three".
- On page 1, line 3, strike out "three" and insert "four".
- On page 1, line 5, strike out "3" and insert "4".

J. S. PHILLIPS,  
*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred Assembly bill (No. 948, Int. No. 794) introduced by Mr. Tompkins, entitled "An act to amend section six hundred and eighty-seven of the Code of Civil Procedure, relative to discharging attachments," reported in favor of the passage of the same with the following amendment:

On page 1, line 9, strike out the word "immediately" and add "September first, nineteen hundred and six."

J. S. PHILLIPS,  
*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, was placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred Assembly bill (No. 949, Int. No. 795) introduced by Mr. Tompkins, entitled "An act to amend article three, title one of chapter fourteen of the Code of Civil Procedure, by adding thereto a new section to be known as section sixteen hundred and seventeen-a," reported in favor of the passage of the same with the following amendments:

In title strike out "sixteen hundred and seventeen-a", and insert "seventeen hundred and seventy-one".

On page 1, line 3, strike out the word "sixteen" and insert "seventeen".

On page 1, lines 3 and 4, strike out word "seventeen-a" and insert "seventy-one".

On page 1, line 5, strike out "1617a" and insert "1771".

On page 2, line 5, strike out word "immediately" and insert "September first, nineteen hundred and six".

J. S. PHILLIPS,  
*Chairman.*



which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred Assembly bill (No. 1568, Int. No. 1231) introduced by Mr. Tompkins, entitled "An act to amend section six hundred and eighty-eight of the Code of Civil Procedure, relative to the undertaking to be given for discharging attachments," reported in favor of the passage of the same with the following amendment:

On page 2, after line 9, add

"§ 2. This act shall take effect September first, nineteen hundred and six."

J. S. PHILLIPS,  
*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred Assembly bill (No. 1569, Int. No. 1232) introduced by Mr. Murphy, entitled "An act to amend the Penal Code in relation to unlawful exclusion of persons from theatres or places of amusement," reported in favor of the passage of the same with the following amendment:

On page 2, line 4, strike out word "immediately" and insert "September first, nineteen hundred and six."

J. S. PHILLIPS,  
*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred Assembly bill (No. 1504, Int. No. 1204) introduced by Mr. A. E. Lee, entitled "An act to amend the Code of Civil Procedure relating to actions on judgments," reported in favor of the passage of the same with the following amendments:

On page 1, line 4, after the word "judgment" insert "either foreign or domestic".

On page 1, line 7, strike out words "either foreign or domestic".

On page 2, line 1, after word "judgment" insert the words "foreign or domestic".

On page 2, line 4, strike out word "immediately" and insert "September first, nineteen hundred and six".

J. S. PHILLIPS,

*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred Assembly bill (No. 1406, Int. No. 1132) introduced by Mr. Donohue, entitled "An act to amend section three hundred and eighty-four-g of the Penal Code," reported in favor of the passage of the same with the following amendment:

On page 2, line 7, strike out word "immediately" and insert "September first, nineteen hundred and six".

J. S. PHILLIPS,

*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Phillips, from the committee on codes, to which was referred Assembly bill introduced by Mr. O'Neill (No. 1063, Int. No. 885), entitled "An act to amend the Penal Code, relative to packages containing food," reported the same with the following amendments:

On page 1, line 6, strike out after the word "the" "actual name of the" and insert "name of the actual".

On page 1, line 6, after the word "manufacturer" strike out the word "of" and insert "and the place wherein may have been packed".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Phillips, from the committee on codes, to which was referred Assembly bill introduced by Mr. Merritt (No. 1287, Int. No. 1062) entitled "An act to amend the Code of Civil Procedure in relation to the Court of Claims," reported the same with the following amendments:

On page 2, line 1, after the word "of" insert the word ("six.")

On page 3, after line 24, insert "§ 4. Section two hundred and sixty-six of the Code of Civil Procedure is hereby amended so as to read as follows:

"§ 266. Officers.—The court shall appoint and may (at pleasure remove) remove for cause a clerk, a deputy clerk, a stenographer, and a marshal, who shall also act as messenger; and they shall perform such duties as the court may prescribe. Before entering upon the duties of his office, the clerk shall make and file in the office of the comptroller, a bond for the faithful performance of his duties in an amount and with sufficient sureties to be approved by at least two of the judges, which approval shall be indorsed on said bond."

Page 3, after line 25, after § strike out "4" and insert "5".

Page 4, line 1, after the word "least" insert (four session in each year at the Capitol in the city of Albany).

Page 4, line 25, after § strike out "5" and insert "6".

Page 5, line 2, after the word "of" insert (five).

Page 5, line 3, after the word "monthly" insert (and also his necessary expenses not exceeding five hundred dollars per annum.)

Page 5, line 7, after the word "proceeding" strike out "." and insert "in any of the courts of this state."

Page 5, line 8, after "§" strike out "6" and insert "7".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Rogers, from the committee on insurance, to which was referred Assembly bill (No. 964, Int. No. 811) introduced by joint committee of Senate and Assembly, entitled "An act providing for the election of directors in mutual life insurance corporations," reported in favor of the passage of the same with the following amendments:

Page 2, line 1, strike out the second "said" and insert in place thereof "every domestic mutual life insurance".

Same page, lines 1 and 2, strike out the word "corporations" and insert in place thereof the word "corporation".

Same page, line 2, strike out the word "respectively".

Same page, line 12, strike out the word "first" and insert in place thereof the word "fifteenth".

Same page, line 12, strike out the word "July" and insert in place thereof the word "September".



Page 2, strike out lines 23, 24, and 25, and on page 3, strike out lines 1, 2, 3 and 4, and insert in place thereof the following:

“§ 3. The said new boards of directors shall divide themselves by lot into two classes as nearly equal as may be, one class to hold office until the annual meeting of the company to be held in accordance with its charter or by-laws in the year nineteen hundred eight, and the other class to hold office until the annual meeting to be so held in the year nineteen hundred nine. There shall be no election of directors at the annual meeting in nineteen hundred seven. At the annual meeting in nineteen hundred eight, and at each annual meeting thereafter, directors shall be elected for a term of two years in the place of those whose terms of office then expire.”

JAS. T. ROGERS,  
*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Merritt, from the committee on general laws, to which was recommitted Assembly bill introduced by Mr. Krulewitch (No. 1071, Int. No. 243), entitled “An act to regulate the toll charges for local telephone communication,” retaining its place on the order of second reading, reported the same with the following amendments:

Page 1, line 1, after the word “person” strike out the word “or”, and after the word “corporation” insert words “or joint stock association.

Page 1, line 7, after the word “the” strike out the word “treasurer” and insert the word “comptroller”.

Page 1, line 8, strike out the words “or village”.

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Fish, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Cunningham (No. 1552, Int. No. 1215), entitled “An act to amend the County Law in relation to women prisoners and their children in county jails and penitentiaries.”

Also, Assembly bill introduced by Mr. Burnett (No. 1499, Int. No. 1199), entitled “An act enabling the board of supervisors

of the county of Ontario to appoint and pay a county bacteriologist."

Also, Assembly bill introduced by Mr. G. H. Whitney (No. 1463, Int. No. 1168), entitled "An act to amend chapter five hundred and ninety-four of the Laws of eighteen hundred and ninety-nine, entitled 'An act authorizing boards of supervisors to acquire the rights, franchises and property of individuals and corporations exacting toll for the use of turnpikes, plankroads and bridges.'"

Also, Assembly bill introduced by Mr. Hooker (No. 1424, Int. No. 1153), entitled "An act to allow a vote to be taken by the qualified electors of the town of Bethany, in the county of Genesee, at the general election in the year nineteen hundred and six, authorizing an additional tax for highway purposes."

Also, Assembly bill introduced by Mr. Hooker (No. 1423, Int. No. 1152), entitled "An act to legalize the official acts of the assessors, supervisors, town board, and collector, of the town of Bethany, in the county of Genesee, and of the board of supervisors of the county of Genesee, in relation to taxes during the years nineteen hundred and five and nineteen hundred and six, and to authorize the expenditure of a portion of said taxes for certain purposes."

Also, Assembly bill introduced by Mr. F. G. Whitney (No. 1278, Int. No. 1051), entitled "An act to amend the County Law, in relation to cemetery trusts."

Also, Assembly bill introduced by Mr. Knapp (No. 167, Int. No. 167), entitled "An act to amend the Town Law relating to appeals from town board to board of supervisors."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Fish, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Phillips (No. 1367, Int. No. 1110), entitled "An act to legalize the elections held by the voters of union free school district number one of the town of Bolivar, Allegany county, New York, on the fifth day of

July, nineteen hundred and four, and on the twenty-second day of September nineteen hundred and five, for the purpose of raising certain moneys; and to legalize certain proceedings and obligations resulting therefrom," retaining its place on the order of third reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of third reading.

Mr. Fish, from the committee on internal affairs, to which was referred Assembly bill (No. 1295, Int. No. 1070) introduced by Mr. Fish, entitled "An act to amend the Highway Law, in relation to highway accounts and reports of highway receipts and expenditures to the State Engineer," reported in favor of the passage of the same with the following amendments:

Page 1, line 5, strike out "eight" and insert "seven"; strike out "nine" and insert "eight".

Page 2, line 1, strike out "on the thirty-first day of December" and insert "in the month of November".

Page 2, line 19, strike out "entered upon the", all of line 20, and line 21 to and including "be".

Page 2, line 23, strike out "two" and insert "a".

Page 2, line 24, strike out "of" at the beginning of the line and insert "published in". Line 24 strike out "of opposite political faith". Strike out "such" and insert "no"; strike out "s" at end of "newspapers"; strike out "are" at end of line and insert "is".

Page 2, line 25, strike out "not".

Page 2, line 26, strike out "two" at beginning of line and insert "a"; strike out "s" at end of word "newspapers", and strike out "of opposite political faith".

Page 3, line 2, strike out "twenty" and insert "ten". Line 3, at the end of line insert "the clerk of the board of supervisors shall transmit three printed copies of the journal of proceedings of the board containing such report to each, the comptroller and state engineer and surveyor".

ROBT. J. FISH.  
*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Fish, from the committee on internal affairs, to which was recommitted Assembly bill introduced by Mr. Sprenger (No.



1398, Int. No. 890), entitled "An act to amend chapter seven hundred and four of the Laws of nineteen hundred and one, being an act, entitled 'An act to make the office of the clerk of the county of Kings a salaried office and regulating the management of said office,'" reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of second reading.

Mr. Fish, from the committee on internal affairs, to which was recommitted Assembly bill introduced by Mr. Lansing (No. 1021, Int. No. 855), entitled "An act to abolish the offices of auditing superintendents of the poor of Rensselaer county, to confer their powers and duties on the acting superintendent, and to authorize the employment of additional clerks in his office," retaining its place on the order of third reading, reported in favor of the passage of the same with the following amendment:

Page 2, line 7, after the word "county" insert "all bills contracted by said acting superintendent of the poor in the discharge of his office shall be audited by the board of supervisors after the first day of January, nineteen hundred and eight".

which report was agreed to and said substitute bill ordered restored to its place on the order of third reading.

Mr. Fish, from the committee on internal affairs, to which was referred Assembly bill introduced by Mr. Hooker (No. 1425, Int. No. 1154), entitled "An act to amend the Town Law, relative to time of filing oath and undertaking by justices of the peace," reported in favor of the passage of the following substitute bill.

(See Appendix, No. 36.)

which report was agreed to and said substitute bill ordered printed and placed on the order of second reading.

Mr. Fish, from the committee on internal affairs, to which was referred Senate bill introduced by Mr. Stevens (No. 552, Rec. No. 128), entitled "An act authorizing the board of supervisors of Wyoming county to appropriate moneys to provide quarters for Grand Army posts."

Also, Senate bill introduced by Mr. Carpenter (No. 504, Rec. No. 75), entitled "An act to legalize the proceedings of a meet-

ing of the voters of union free school district number six, town of Cortlandt, county of Westchester, and to authorize the board of education of said district to issue bonds to the amount of eighteen thousand dollars."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Fish, from the committee on internal affairs, to which was recommitted the bill introduced by Mr. Gates (No. 68, Rec. No. 23), entitled "An act to amend chapter one hundred and eighteen of the Laws of eighteen hundred and ninety-seven, entitled 'An act to make the office of county clerk of Oswego county a salaried office, and regulating the management of said office, and fixing the salary of said clerk and his assistants,' in relation to salary of miscellaneous clerk," retaining its place on the order of second reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of second reading.

Mr. G. H. Whitney, from the committee on public health, reports by bill entitled "An act to regulate the practice of medicine, and to repeal article eight of chapter six hundred and sixty-one of the Laws of eighteen hundred and ninety-three, and acts amendatory thereof" (Int. No. 1305), which was read the first time, and said committee recommended that said bill when printed be referred to said committee, which report was agreed to and said bill ordered printed and referred to said committee.

Mr. G. H. Whitney, from the committee on public health, to which was referred Assembly bill (No. 809, Int. No. 702) introduced by Mr. Lupton, entitled "An act to amend the Public Health Law in relation to pharmacy," reported in favor of the passage of the same with the following amendments:

On page 2, line 4, cut out bracket, on page 2, line 5, cut out bracket.

Page 2, line 13, after the word "sulphur" cut out all the words down to "except" on line 25 of page 2.

Page 2, line 13, after the word "sulphur" insert the words

"cod liver oil, vaseline, petroleum, jellies, oil of organum, oil of spike, oil of tar, magnesia, flax seed, rock candy, butter color, malt extract, extract of beef, beef iron and wine, witch hazel, quinine, quinine pills, carthartic pills, seidlitz powders, senna, herbs in packages, bay rum, perfumes toilet water, tumeric, talcum powder, composition, porous plasters, court plasters, copperas, chlorate of potash, alum, gum arabic, lithia water, and when sold in original packages, bearing the name of a licensed pharmacist, syrup of squills, syrup of rhubarb, spirits of camphor, spirits of nitre". On page 3, line 3, remove the brackets from the word "three".

On page 3, line 3, cut out the word "two".

On page 3, line 10, remove brackets from words "some residents".

On page 3, line 10, cut out words "one or more residents".

Page 3, line 11, remove brackets from word "has", cut out word "have".

Page 3, line 16, remove brackets from letter "s".

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. G. H. Whitney, from the committee on public health, to which was referred Assembly bill introduced by Mr. Wainwright (No. 456, Int. No. 426), entitled "An act to amend the Public Health Law by providing for the proper labeling of proprietary and other medicinal preparations containing alcohol or narcotic or other potent drugs, and for the inspection, analysis and regulation of the manufacture and sale of the same," reported the same with the following amendments:

On page 3, line 6, strike out the words "percentage or". Line 8, insert the following words after the word "proportion" and before the period "such proportion to be expressed in grains and fractional parts of a grain to each fluid ounce or in case of solid preparations to each avoirdupois ounce."

On page 5, line 12, strike out the word "respective". Line 13, strike out the final letter "s" of the word percentages, and insert after that word the words "of alcohol or proportion". Line 13, insert the word "other" between the words "such" and "drugs". Line 13, insert the word "respectively" after the word "drugs".

On page 6, line 26, strike out the words "percentage or" where they occur before the word "proportion".

On page 8, line 16, strike out the words "percentage or" where they occur before the word "proportion".

On page 2, line 24, insert before the word "veronal" the word



"or". Line 24, strike out the last five words of said line, to wit: "or any other hypnotic anaesthetic". Line 25, strike out all of said line 25.

On page 5, line 21, insert after the words "State and" the following words: "shall have authority to add to the list of drugs specified in § 225 of this article from time to time, whenever it shall deem such action necessary for the protection of the public health". Line 21, strike out the word "and" before the word "declarations". Line 21, insert after said word "declarations" the words, "and additions to the drug list". Line 24, insert at the end of the line the words, "Additions to the drug list shall take effect sixty days after publication of the same in the session laws as aforesaid".

On page 5, line 14, insert before the last word of said line, the following: "but the results of any such analysis shall not be published as aforesaid until thirty days after notice of the same shall have been mailed to the person, firm or corporation, if any, named upon the label as the manufacturer thereof".

On page 4, line 5, capitalize the initial letter of the word "pharmacopoeia". Line 6, capitalize the initial letters of the words "national formulary".

On page 7, after line 2, insert a new section, as follows:

§ 231. Powers of Local Departments of Health in Cities of the First Class.—Local departments of health in cities of the first class shall have power from time to time to adopt such ordinances to form a part of the sanitary codes of said cities, and make such regulations in addition to the provisions of this article as may seem necessary to enforce or facilitate the enforcement of this article; and such local departments of health are hereby also authorized and empowered to adopt such ordinances and make such regulations as to the sale of proprietary and medicinal preparations, and the conditions under which the same may be sold and the labelling thereof, as they shall deem necessary for the protection of the public."

On page 7, line 3, renumber "§ 231," making it "§ 232."

On page 8, line 5, renumber "§ 232," making it "§ 233."

On page 2, after line 12, insert a new line as follows:

"231. Powers of Local Departments of Health in Cities of the First Class." Line 13, change "231" to "232". Line 14, change "232" to "233".

On page 8, line 5, strike out the word "prosecution". Line 6, insert after the word "by" the following words: "sub-division two of section two hundred and thirty-two of".

On page 8, after line 24, insert the following:

"§ 2. All acts and parts of acts inconsistent herewith are hereby repealed."

Line 25, change "2" to "3" after the section sign.

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. F. G. Whitney, from the committee on excise, to which was referred Assembly bill introduced by Mr. Prentice (No. 1320, Int. No. 552), entitled "An act to amend 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and to provide for local option, constituting chapter twenty-nine of the general laws,'" reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. F. G. Whitney, from the committee on excise, to which was referred Assembly bill introduced by Mr. Brennan (No. 641, Int. No. 587), entitled "An act to amend the Liquor Tax Law, in relation to arrests and to restricting licenses in cities having a population of one million five hundred thousand inhabitants," reported the same with the following amendments:

On page 2, line 3, after the word "chapter" insert "until May first, nineteen hundred and eleven" and on line 5 strike out the words "said date" and insert "May first, nineteen hundred and six." On line 10, after the word "chapter" insert the following: "On May first, nineteen hundred and eleven, the commissioner of excise may, at his discretion, increase the number of liquor tax certificates within such city or borough by issuing new certificates not to exceed ten per cent of the number then in force, and thereafter such number of new certificates issued shall not be increased for a further term of five years."

On page 14, strike out all matter down to line 22; after the word "one" insert the following: "holders of liquor tax certificates may open the side doors of their saloons from 1 o'clock p. m. to ten o'clock p. m. on Sundays for the purpose of selling liquors."

On line 24, after the word "Sunday" insert "during those hours".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Hammond, from the committee on public education, to which was referred Assembly bill introduced by Mr. Hammond (No. 1460, Int. No. 1164), entitled "An act to amend chapter five hundred and fifty of the Laws of eighteen hundred and ninety-five, entitled 'An act in relation to a biennial school census,'" reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Agnew, from the committee on electricity, gas and water supply, to which was referred Assembly bill introduced by Mr. Hartman (No. 608, Int. No. 559), entitled "An act to regulate the removal or locking of a gas meter, or shutting off the supply of gas, from the premises of a consumer," reported the same with the following amendments:

Page 1, in the title, after the word "consumer" add the words "in cities of the first class."

Page 1, line 1, before "Every" insert "In cities of the first class".

Page 3, line 3, after the word "court" add as new sentences and part of the paragraph the following "In such action the consumer shall be required to deposit with the clerk of the court, a sum of money, sufficient to cover the amount of the bill, in dispute, as an evidence of good faith on the part of the consumer, and as security to the corporation against, loss. The clerk of the court, upon an order of the court, shall be required to turn over to the corporation, so much of the sum of money, deposited by the consumer as will cover the amount of the verdict, and to turn over the balance of the sum deposited to the consumer.

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. F. E. Allen, from the committee on labor and industries, to which was referred Assembly bill introduced by Mr. Whitley (No. 1138, Int. No. 942), entitled "An act to reenact section three of the Labor Law, relative to the hours of labor and the prevailing rate of wages," reported the same with the following amendments:

Amend title by striking out the words "re-enact section three of" and inserting "amend".



Page 1, line 3, strike out the quotation marks after "labor".

Page 1, line 4, after the word "laws" insert quotation mark, and strike out the words "said section was heretofore" on same line.

Page 1, line 7, strike out all after the comma, and all of lines 8, 9, 10, and insert "is hereby amended to read as follows:".

Page 2, line 1, strike out the semicolon and the word "hours" second occurring, bracket the word "[labor]" and underscore the word "work".

Page 3, line 12, after the comma insert "to persons regularly employed in any municipal police or fire department or".

Page 3, lines 15, 16, 17, bracket [or to engineers, electricians or elevator men, now in the state department of public buildings during the annual session of the Legislature.]"

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Myron Smith (No. 1185, Int. No. 979), entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for hares and rabbits in certain counties."

Also, the bill introduced by Mr. Hooper (No. 1194, Int. No. 988), entitled "An act to establish a ferry from and to Gunnison's Landing in the town of Crown Point, Essex county, across Lake Champlain to and from a point in the east shore of said Lake Champlain, in the town of Bridport, in the State of Vermont, called Brook's."

Also, the bill introduced by Mr. Hapeman (No. 1489, Int. No. 1189), entitled "An act to amend the Military Code, relative to uniforms and equipments for the National Guard and Naval Militia."

Also, the bill introduced by Mr. Miller (No. 1562, Int. No. 1225), entitled "An act to authorize the village of Sea Cliff to lease certain lands owned by said village."

Also, the bill introduced by Mr. Hapeman (No. 1469, Int. No. 1174), entitled "An act to amend the Military Code, relative to the composition and strength of the National Guard and Naval Militia."

Also, the bill introduced by Mr. Phillips (No. 1367, Int. No. 1110), entitled "An act to legalize the elections held by the voters of union free school district number one of the town of Bolivar, Allegany county, New York, on the fifth day of July, nineteen hundred and four, and on the twenty-second day of September, nineteen hundred and five, for the purpose of raising certain moneys; and to legalize certain proceedings and obligations resulting therefrom."

Also, the bill introduced by Mr. Myron Smith (No. 944, Int. No. 790), entitled "An act to amend the Forest, Fish and Game Law, relative to fishing through the ice in the waters of Wappinger's creek."

Also, the bill introduced by Mr. West (No. 1100, Int. No. 909), entitled "An act to amend chapter three hundred and sixty-two of the Laws of eighteen hundred and ninety-seven, entitled 'An act to make the office of sheriff of Yates county a salaried office, in part, and to regulate the management of said office,' in relation to appointments by sheriff, and fixing compensation."

Also, the bill introduced by Mr. Wedemeyer (No. 736, Int. No. 655), entitled "An act in relation to unpaid taxes, and sales for unpaid taxes in the towns, villages and school districts in the county of Richmond, as the same existed prior to January first, eighteen hundred and ninety-eight, the time of the taking effect of the Greater New York charter."

Also, the bill introduced by Mr. Myron Smith (No. 898, Int. No. 762), entitled "An act to amend the Forest, Fish and Game Law, in relation to lake trout in Dutchess county."

Reported the same without recommendations, which report was agreed to and said bills ordered engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. O'Neill (No. 1427, Int. No. 1156), entitled "An act to amend the Tax Law in relation to taxable transfers," reported the same with the following recommendations:

Amend title by inserting a "." after the word "law".

Page 1, line 10, insert ".", after word "Kings".

Page 2, line 2, strike out "." after word "Suffolk" and in-

sert the word "and". On same page, line 18, insert ",", after word "dollars". Line 23, strike out ",", after word "tax" and insert "." in brackets. After word "First" same line. Same page, line 25, insert ",", after word "stenographers".

Page 3, line 1, insert a "." in brackets after word "second".

Line 2, same page, strike out ",", and insert word "for" after the word "expenses".

Page 3, line 6, insert after word "dollars" the words "a year".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Williams (No. 1158, Int. No. 960), entitled "An act to amend the Forest, Fish and Game Law relative to hares and rabbits in Chautauqua county," reported the same with the following recommendations:

On page 2, line 10, insert after the word "the" "county of Livingston, from January sixteenth to September thirtieth, both inclusive, in the county of Rockland, from December thirty-first to October thirty-first, both inclusive; in Herkimer".

On same page, line 12, strike out words "in the county of Rockland, from December".

In line 12, change "tieth" to "teenth".

Strike out entirely lines 13 and 14 and the words "teenth both inclusive" in line 15; underscore the ",", after word "thirtieth", line 17.

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. West, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to revise the charter of the city of Hornellsville and to change the name thereof." (No. 1572, Int. No. 526.)

"An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-eight, entitled 'An act for the government of cities of the second class,' relative to official papers." (No. 1584, Int. No. 837.)

"An act to amend section eighteen of the Greater New York charter, relative to the salaries of the aldermen." (No. 1573, Int. No. 498.)



"An act to amend chapter seven hundred and thirty-seven of the Laws of nineteen hundred and five, entitled 'An act to establish a commission of gas and electricity with power to regulate the price of gas and electric light and certain other electric services, and to provide for the control and supervision of gas, electric light and other electric corporations and making an appropriation therefor.'" (No. 1356, Int. No. 1102.)

"An act to amend the Village Law relative to poles and wires upon or conduits under streets and railways thereon." (No. 1540, Int. No. 784.)

Mr. Draper moved that the committee on revision be instructed to report Assembly bill No. 1031, Int. No. 859, amended as follows:

1. In section 1, on page 2, line 13, after the word "person" and before the word "shall" insert the words "or corporation".

2. In section 3, page 5, line 4, after the word "states", strike out the balance of the section and insert in place thereof the following: "regulating and fixing the rate of compensation to be charged or taken by cartmen, truckmen and porters, and the owners, drivers and operators of vehicles used for the transportation of passengers or property for hire; regulating the running at large of dogs and licensing the same; regulating and licensing such trades, occupations, businesses, circuses, shows, theatrical performances and exhibitions, and places of public entertainment and amusement as the common council may deem proper and fixing the fee or tax to be charged and paid for and prescribing the manner in which and the conditions on which licenses under this section or any other provision of this act shall be granted."

3. In section 4, on page 6, line 22, after the word "section" strike out the balance of the section, and strike out the comma after the word section and insert a period.

4. In section 6, on page 9, line 7, strike out the words "Said board," and insert in place thereof the words, "The Common Council", and in line 10, on the same page, strike out the word "board" at the end of the line and insert in place thereof the words "Common Council". After this amendment is made strike the new matter on page 9 out of section 6 and insert same in section 7 at line 24, after the figures "212".

5. In section 7, on page 11, line 23, after the word "thereof" strike out the new matter down to and including the word "improvement" on page 12, line 4, and insert in place thereof the following: "The Board of Public Works and Common Council may cause permanent sidewalks to be laid or constructed on

any street or portion of a street in said city of such width as the Common Council may direct, and of such material other than wood as the owners of more than one-half of the lineal feet frontage of property abutting on the portion of the street so improved, who are bona fide residents of said city, or the common council may elect."

6. In section 9, on page 14, line 21, after the word "works" and before the word "and" insert the words "or mains".

7. In section 10, on page 16, commencing in line 1, after the word "macadamizing," strike out the matter underscored, and strike out the comma after the word "macadamizing" and insert a period.

8. In section 12, on page 18, line 14, after the word "works" and before the word "provided" insert the words "or mains".

9. Strike out section 14 on page 21 and 22.

10. Strike out section 19 on page 26.

11. In section 20, on page 27, line 1, strike out the words, "Board of Public Works," and insert in place thereof the words "Common Council".

12. Strike out section 25 on page 33, and section 26 on page 34.

13. Strike out section 28 on page 38.

14. In section 29, on page 39, line 2, after the word "theatre" and before the word "concert" insert the word "or" on the same line, strike out the words "building or" at the end of the line, and the word "hall" on line 3; also strike out the comma after the word "hall" on line 2. In the same section, commencing with the word "The" on line 10, strike out down to and including the word "charge" on line 12.

15. Change the numbering of sections 15, 16, 17, 18, 20, 21, 22, 23, 24, 27, 29, 30 and 31, to 14, 15, 16, 17, 18, 19, 20, 21, 22, 23, 24, 25, and 26 respectively.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Speaker announced the resolution in relation to reports of heads of State departments of all moneys expended by them for printing during the past year.

Mr. S. J. Palmer moved to amend to read as follows:

*Resolved*, That the Comptroller and State Printing Board be requested to furnish for the consideration of the Assembly on or before March twenty-seven, nineteen hundred and six, a detailed statement of all the moneys expended by the State during the past year for printing, the service for which payment was rendered and to whom payment was made; also how much of the amount thus paid was covered by the contracts for legislative

and department printing, or either of such contracts, giving a detailed statement of the cost of the work by contract or otherwise, the amount paid for printing exempted by law and the prices paid for this printing, together with the method in vogue in giving out this work, with a view of enacting remedial legislation in order to promote economy and efficiency in State printing and prevent abuses if such are found to exist, for information in regard to bill introduced by Mr. West in relation to public printing.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Speaker put the question whether the House would agree to said resolution as amended, and it was decided in the affirmative.

The bill (No. 1362) entitled "An act to amend the Penal Code, relating to sentences to imprisonment in the New York State Reformatory at Elmira" (Int. No. 430), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 88

NOES 16

Those who voted in the affirmative were:

Agnew	Dowling	Hoffman	Miller	Smith Myron
Allen F E	Draper	Hooker	Moreland	Sprenger
Averill	Eckmann	Hooper	Murphy	Stanley
Baldwin	Feth	Hubbs	Oglesby	Story
Bernstein	Filley	Kavanagh	O'Neill	Thompson
Bird	Fish	Knapp	Palmer S J	Tompkins
Bisland	Foelker	Krulewitch	Patton	Volk
Campbell	Foster	Lansing	Phillips	Waddell
Carnochan	Fowler	Lee A E	Quinn	Weber
Carrier	Francis	Lee W I	Rock	Wells
Chamberlain	Green	Lewis	Rogers	Wemple
Cohalan	Gunderman	Long	Salomon	Whitney G H
Colne	Gurnett	Lupton	Santee	Wison
Coon	Hammond	Lynch	Schmitt	Winters
Crosley	Hamm	Maher	Schwegler	Wood
Cunningham	Hapeman	Matthews	Shuttleworth	Yale
DeGroot	Hartman	Mead	Smith J E	Young
Donohue	Harvey	Merritt		



Those who voted in the negative were:

Bohan	Gates	Nevins	Oliver	Wade
Brennan	Hackett	Nolan	Palmer G M	Wedemeyer
Eagleton	Harawitz	Norton	Pratt	Whitley
Evans				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1316) entitled "An act compelling steamboat corporations and railroad corporations to provide transfer facilities for passengers" (Int. No. 668), having been announced for a third reading,

On motion of Mr. Moreland, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 906) entitled "An act to amend chapter five hundred and thirty-eight of the Laws of nineteen hundred and four, entitled 'An act in relation to the registration and identification of motor vehicles, and the use of the public highways by such vehicles,' in relation to stopping when meeting horses" (Int. No. 770), having been announced for a third reading,

On motion of Mr. A. E. Lee, said bill was recommitted to the committee on general laws, retaining its place on the order of third reading.

The bill (No. 336) entitled "An act to amend the Forest, Fish and Game Law, in relation to close season for deer" (Int. No. 336), having been announced for a third reading,

On motion of Mr. Gates, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 1093) entitled "An act to amend the Greater New York charter, relative to the police department" (Int. No. 902), having been announced for a third reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 1054) entitled "An act in relation to walls of buildings encroaching upon any street, avenue or public place in the county of Kings" (Int. No. 876), having been announced for a third reading,

On motion of Mr. Dowling, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 1393) entitled "An act to enable the police commissioner of the city of New York to rehear and determine the charges against Francis J. Hughes, formerly a patrolman of the police department of said city, and to reinstate him in said department" (Int. No. 101), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 129

NOES 1

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Mills	Smith M F
Allen F E	Crosley	Hapeman	Moreland	Smith Myron
Allen J G	Cunningham	Harawitz	Murphy	Stanley
Apgar	DeGroot	Harte	Nevins	Steele
Averill	Donohue	Hastings	Nolan	Steffens
Bass	Dowling	Hoffman	Oglesby	Story
Becker	Draper	Hooker	Oliver	Surpless
Beebe	Eagleton	Hooper	O'Neill	Thompson
Bernstein	Eckmann	Hubbs	Palmer G M	Volk
Bird	Feth	Kavanagh	Palmer S J	Waddell
Bohan	Filley	Keyes	Patton	Wade
Boshart	Fish	Knapp	Phillips	Wainwright
Brady	Foelker	Krulewitch	Pratt	Weber
Brennan	Foster	LaFetra	Prentice	Wedemeyer
Burnett	Fowler	Lee A E	Quinn	Wells
Burns	Francis	Lee W I	Rock	Wemple
Burzynski	Fritz	Lewis	Rogers	West
Carnochan	Gates	Long	Salomon	Whitley
Carrier	Grattan	Lupton	Santee	Whitney F G
Caughlan	Gray A B	Lynch	Schoeneck	Whitney G H
Chamberlain	Green	Maher	Schwegler	Wilson
Charles	Gregory	Maier	Scovill	Winters
Cohalan	Gunderman	Matthews	Shanahan	Wood
Colne	Gurnett	McGuire	Shuttleworth	Yale
Coon	Hackett	Mead	Smith A E	Young
Cowan	Hammond	Merritt	Smith J E	

In the negative:

Tompkins

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1318) entitled "An act to amend the Penal Code in relation to racing near a court-house, in certain counties"

(Int. No. 761), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 79

NOES 28

Those who voted in the affirmative were:

Agnew	Dowling	Hapeman	Merritt	Smith Myron
Allen F E	Eagleton	Hoffman	Miller	Sprenger
Allen J G	Eckmann	Hooper	Murphy	Stanley
Averill	Filley	Hubbs	Nevins	Story
Baldwin	Fish	Kavanagh	Nolan	Thompson
Becker	Foelker	Knapp	Norton	Tompkins
Bird	Foster	Krulewitch	Oglesby	Wade
Bisland	Fowler	Lansing	O'Neill	Wells
Campbell	Francis	Lee W I	Patton	Wemple
Carrier	Fritz	Lewis	Phillips	Whitley
Cohalan	Gates	Long	Pratt	Wilson
Colne	Green	Lupton	Rock	Winters
Crosley	Gregory	Lynch	Rogers	Wood
Cunningham	Gunderman	Maher	Salomon	Yale
DeGroot	Hammond	Maier	Schmitt	Young
Donohue	Hamn	Mead	Schoeneck	

Those who voted in the negative were:

Bernstein	Draper	Harvey	Oliver	Shuttleworth
Bohan	Feth	Hooker	Palmer G M	Smith A E
Brennan	Gurnett	LaFetra	Santee	Steele
Carnochan	Hackett	Lee A E	Schweger	Volk
Caughlan	Harawitz	Matthews	Shanahan	Weber
Chamberlain	Hartman	Moreland		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1394) entitled "An act to enable the police commissioner of the city of New York, to rehear and determine the charges against Charles E. Savage, formerly a patrolman of the police department of said city, and to reinstate him in said department" (Int. No. 255), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the



affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Mills	Smith A E
Allen F E	Crosley	Hamn	Moreland	Smith J E
Allen J G	Cunningham	Hapeman	Murphy	Smith M F
Apgar	DeGroot	Harawitz	Nevins	Smith Myron
Averill	Donohue	Harte	Norton	Sprenger
Baldwin	Dowling	Hartman	Oglesby	Stanley
Bass	Draper	Harvey	Oliver	Steele
Becker	Eagleton	Hastings	O'Neill	Steffens
Beebe	Eckmann	Hoffman	Palmer G M	Story
Bernstein	Evans	Hooper	Palmer S J	Surpless
Bird	Farnan	Hubbs	Patton	Thompson
Bisland	Filley	Kavanagh	Phillips	Volk
Bohan	Fish	Keyes	Pratt	Wade
Boshart	Foelker	Krulewitch	Prentice	Wainwright
Brady	Foster	Lansing	Quinn	Weber
Brennan	Fowler	LaFetra	Reilly	Wedemeyer
Burns	Francis	Lee A E	Rock	Wells
Burzynski	Gates	Lee W I	Rogers	Wemple
Campbell	Grady	Lewis	Salomon	West
Carnochan	Grattan	Lupton	Sammon	Whitley
Carrier	Gray A B	Maier	Santee	Whitney G H
Caughlan	Gray F J	Matthews	Schmitt	Williams
Chamberlain	Green	McGuire	Schoeneck	Wilson
Charles	Gregory	Mead	Scovill	Winters
Colne	Gunderman	Merritt	Shanahan	Yale
Coon	Gurnett	Miller	Shuttleworth	Young
Cowan	Hackett			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1069) entitled "An act to establish a board of municipal light commissioners for the city of Jamestown, and to define their powers and duties" (Int. No. 891). was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 1

Those who voted in the affirmative were:

Agnew	Cowan	Hackett	Miller	Smith Myron
Allen F E	Cox	Hammond	Mills	Sprenger
Allen J G	Crosley	Hamn	Moreland	Stanley
Apgar	DeGroot	Hapeman	Murphy	Steele
Averill	Donohue	Harawitz	Nevins	Steffens
Baldwin	Dowling	Hartman	Nolan	Story
Bass	Draper	Hastings	Oglesby	Surplless
Becker	Dressing	Hoffman	Oliver	Thompson
Bedell	Eagleton	Hooker	O'Neill	Tompkins
Beebe	Evans	Hooper	Palmer G M	Volk
Bernstein	Farnan	Hubbs	Palmer S J	Waddell
Bird	Feth	Kavanagh	Phillips	Wade
Bisland	Filley	Keyes	Pratt	Wainwright
Bohan	Fish	Knapp	Prentice	Weber
Boshart	Foster	Krulewitch	Quinn	Wedemeyer
Brady	Fowler	Lansing	Reilly	Wells
Brennan	Francis	Lee A E	Rock	Wemple
Burnett	Fritz	Lee W I	Salomon	West
Burns	Gates	Lewis	Sammon	Whitley
Burzynski	Grady	Lupton	Santee	Whitney F G
Carnochan	Grattan	Maher	Schoeneck	Williams
Carrier	Gray A B	Maier	Schwegler	Wilson
Caughlan	Gray F J	Matthews	Scovill	Winters
Chamberlain	Green	McGuire	Shuttleworth	Wood
Charles	Gregory	Mead	Smith A E	Yale
Colne	Gunderman	Merritt	Smith J E	Young
Coon				

In the negative:

LaFetra

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1061) entitled "An act to amend the Greater New York charter, relative to the collection of assessments for local improvements in Queens county" (Int. No. 883), having been announced for a third reading,

Mr. DeGroot moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

On page 3, in line 5, after the word "and" insert the words, "the entire amount of".

On page 3, in line 11, after the word "annum" insert the words "from ten days after date of the original filing of such assessment,".

On page 3, in line 15, after the word "installments," insert the words "from ten days after the date of the original filing of such assessment."

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Burnett, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 210) entitled "An act in relation to the salaries of the record clerks of the court of general sessions of the peace in and for the county of New York" (Int. No. 270), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 1

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Moreland	Smith J E
Allen F E	Crosley	Hamn	Murphy	Smith Myron
Allen J G	Cunningham	Hapeman	Nevins	Sprenger
Apar	DeGroot	Hartman	Nolan	Stanley
Averill	Donohue	Hastings	Norton	Steele
Baldwin	Dowling	Hoffman	Oglesby	Steffens
Bass	Draper	Hooker	Oliver	Story
Becker	Dressing	Hooper	O'Neill	Surpless
Bedell	Eagleton	Hubbs	Palmer G M	Thompson
Beebe	Evans	Kavanagh	Palmer S J	Volk
Bernstein	Farnan	Keyes	Patton	Waddell
Bird	Feth	Knapp	Phillips	Wade
Bohan	Filley	Krulewitch	Pratt	Wainwright
Boshart	Fish	Lansing	Prentice	Weber
Brady	Foelker	LaFetra	Quinn	Wedemeyer
Brennan	Foster	Lee A E	Reilly	Wells
Burnett	Fowler	Lee W I	Rock	Wemple
Burns	Francis	Lewis	Rogers	West
Burzynski	Fritz	Lupton	Salomon	Whitley
Carnochan	Gates	Maher	Sammon	Whitney F G
Carrier	Grady	Maier	Santee	Whitney G H
Caughlan	Grattan	Matthews	Schoeneck	Wilson
Chamberlain	Gray A B	McGuire	Scovill	Wilson
Charles	Gray F J	Mead	Shanahan	Wood
Colne	Green	Merritt	Shuttleworth	Yale
Coon	Gregory	Miller	Smith A E	Young
Cowan	Hackett	Mills		

In the negative:

Tompkins



Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1455) entitled "An act to permit The Carnegie Foundation, a corporation duly incorporated under the laws of New York, to convey its property to The Carnegie Foundation for the Advancement of Teaching" (Int. No. 1033), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hammond	Miller	Smith M F
Allen F E	Cunningham	Hamn	Mills	Smith Myron
Allen J G	DeGroot	Hapeman	Moreland	Sprenger
Apgar	Donohue	Harawitz	Murphy	Stanley
Averill	Dowling	Harte	Nevins	Steele
Baldwin	Draper	Hartman	Nolan	Steffens
Bass	Eagleton	Hastings	Oglesby	Surplless
Becker	Eckmann	Hooker	Oliver	Thompson
Beebe	Evans	Hooper	O'Neill	Tompkins
Bernstein	Farnan	Hubbs	Palmer G M	Volk
Bird	Feth	Kavanagh	Palmer S J	Waddell
Bisland	Filley	Keyes	Patton	Wade
Bohan	Fish	Knapp	Phillips	Wainwright
Boshart	Foelker	Krulewitch	Pratt	Weber
Brady	Foster	Lansing	Prentice	Wedemeyer
Brennan	Fowler	Lee A E	Quinn	Wells
Burns	Francis	Lee W I	Rock	Wemple
Burzynski	Fritz	Lewis	Rogers	West
Carnochan	Gates	Long	Salomon	Whitley
Carrier	Grattan	Lupton	Santee	Whitney F G
Caughlan	Gray A B	Lynch	Schmitt	Whitney G H
Chamberlain	Gray F J	Maher	Schoeneck	Williams
Charles	Green	Maier	Schwegler	Wilson
Cohalan	Gregory	Matthews	Scovill	Winters
Colne	Gunderman	McGuire	Shanahan	Wood
Coon	Gurnett	Mead	Smith A E	Yale
Cowan	Hackett	Merritt	Smith J E	Young
Cox				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1449) entitled "An act to amend the Election Law, in relation to the newspapers in the borough of Manhattan in which a list of the registrations and polling places and boundaries of election districts shall be published" (Int. No. 540), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Miller	Smith M F
Allen F E	Crosley	Hamn	Mills	Smith Myron
Allen J G	Cunningham	Hapeman	Moreland	Sprenger
Apgar	DeGroot	Harawitz	Murphy	Stanley
Averill	Donohue	Hartman	Nevins	Steele
Baldwin	Dowling	Harvey	Norton	Steffens
Bass	Draper	Hastings	Oglesby	Story
Becker	Eagleton	Hoffman	Oliver	Surplless
Beebe	Eckmann	Hooker	O'Neill	Thompson
Bernstein	Evans	Hooper	Palmer G M	Volk
Bird	Farnan	Hubbs	Palmer S J	Waddell
Bisland	Filley	Kavanagh	Patton	Wade
Bohan	Fish	Keyes	Phillips	Wainwright
Boshart	Foelker	Knapp	Prentice	Weber
Brady	Foster	Krulewitch	Quinn	Wedemeyer
Brennan	Fowler	Lansing	Rock	Wells
Burnett	Francis	LaFetra	Rogers	Wemple
Burns	Gates	Lee A E	Salomon	West
Burzynski	Grady	Lee W I	Sammon	Whitley
Campbell	Grattan	Lewis	Santee	Whitney F G
Carnochan	Gray A B	Lupton	Schmitt	Whitney G H
Carrier	Gray F J	Lynch	Schoeneck	Williams
Caughlan	Green	Maher	Scovill	Wilson
Chamberlain	Gregory	Matthews	Shanahan	Winters
Charles	Gunderman	McGuire	Shuttleworth	Wood
Cohalan	Gurnett	Mead	Smith A E	Yale
Colne	Hackett	Merritt	Smith J E	Young
Cowan				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Rogers in the chair.

The bill (No. 1450) entitled "An act to amend the Domestic Relations Law, relating to the liability of married women on contracts" (Int. No. 546), was read the third time, having been

printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the negative, a majority of all the members elected to the Assembly not voting in favor thereof, and three-fifths being present.

NOES 29

AYES 42

Those who voted in the affirmative were:

Allen J G	Gunderman	Matthews	Palmer S J	Thompson
Averill	Hapeman	Merritt	Patton	Weber
Bisland	Hartman	Miller	Rock	Wells
Colne	Hubbs	Moreland	Schmitt	Whitney G H
DeGroot	Krulewitch	Murphy	Smith J E	Williams
Evans	Lansing	Nevins	Smith Myron	Wilson
Filley	Lee W I	Nolan	Stanley	Winters
Gates	Lynch	Norton	Story	Wood
Green	Maher			

Those who voted in the negative were:

Agnew	Cunningham	Harawitz	Lee A E	Steele
Bernstein	Donohue	Harvey	Maier	Tompkins
Bohan	Dressing	Hooker	Palmer G M	Wade
Brennan	Eagleton	Kavanagh	Phillips	Wedermeier
Carnochan	Farnan	Knapp	Rogers	Whitney F G
Cohalan	Feth	LaFetra	Smith A E	

Mr. Lansing moved to reconsider the vote by which said bill was lost, and that said motion lie on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

The bill (No. 1446) entitled "An act to legalize and confirm the official acts of notaries and commissioners of deeds" (Int. No. 497), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



AYES 136

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hammond	Merritt	Smith M F
Allen F E	Cunningham	Hamn	Miller	Sprenger
Allen J G	DeGroot	Hapeman	Mills	Stanley
Apgar	Donohue	Harawitz	Moreland	Steele
Averill	Dowling	Harte	Murphy	Steffens
Baldwin	Draper	Hartman	Nevins	Story
Bass	Eagleton	Hastings	Nolan	Surples
Becker	Eckmann	Hoffman	Oglesby	Thompson
Beebe	Evans	Hooker	Oliver	Tompkins
Bernstein	Farnan	Hooper	O'Neill	Volk
Bird	Feth	Hubbs	Palmer G M	Waddell
Bisland	Filley	Kavanagh	Palmer S J	Wade
Bohan	Fish	Keyes	Patton	Wainwright
Boshart	Foelker	Knapp	Phillips	Weber
Brady	Foster	Krulewitch	Pratt	Wedemeyer
Brennan	Fowler	Lansing	Prentice	Wells
Burnett	Francis	Lee A E	Rock	Wemple
Burns	Fritz	Lee W I	Rogers	West
Burzynski	Gates	Lewis	Salomon	Whitley
Carnochan	Grattan	Long	Santee	Whitney F G
Carrier	Gray A B	Lupton	Schmitt	Whitney G H
Caughlan	Gray F J	Lynch	Schoeneck	Williams
Chamberlain	Green	Maher	Schwegler	Wilson
Charles	Gregory	Maier	Scovill	Winters
Cohalan	Gunderman	Matthews	Shanahan	Wood
Colne	Gurnett	McGuire	Shuttleworth	Yale
Coon	Hackett	Mead	Smith J E	Young
Cox				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1152) entitled "An act to amend the Greater New York charter, relative to assistant clerks in certain municipal court districts in the borough of Queens" (Int. No. 954), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hamn	Miller	Smith J E
Allen F E	Cox	Hapeman	Mills	Smith M F
Allen J G	Cunningham	Harawitz	Moreland	Smith Myron
Apgar	DeGroot	Harte	Murphy	Sprenger

Averill	Donohue	Hartman	Nevins	Stanley
Baldwin	Dowling	Harvey	Norton	Steele
Bass	Draper	Hastings	Oglesby	Steffens
Becker	Eagleton	Hoffman	O'Neill	Story
Beebe	Eckmann	Hooker	Palmer G M	Surpless
Bernstein	Evans	Hooper	Palmer S J	Thompson
Bird	Farnan	Hubbs	Patton	Volk
Bisland	Filley	Kavanagh	Phillips	Waddell
Bohan	Fish	Keyes	Pratt	Wade
Boshart	Foelker	Knapp	Prentice	Wainwright
Brady	Foster	Krulewitch	Quinn	Weber
Brennan	Fowler	Lansing	Reilly	Wedemeyer
Burnett	Gates	LaFetra	Rock	Wells
Burns	Grady	Lee A E	Rogers	Wemple
Burzynski	Grattan	Lee W I	Salomon	West
Campbell	Gray A B	Lewis	Sammon	Whitney F G
Carnochan	Gray F J	Lupton	Santee	Whitney G H
Carrier	Green	Lynch	Schmitt	Williams
Caughlan	Gregory	Maher	Schoeneck	Wilson
Chamberlain	Gunderman	Maier	Scovill	Winters
Charles	Gurnett	Matthews	Shanahan	Wood
Cohalan	Hackett	McGuire	Shuttleworth	Yale
Colne	Hammond	Mead	Smith A E	Young
Coon				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1454) entitled "An act relative to The Wynants-kill Improvement Association" (Int. No. 929), having been announced for a third reading,

On motion of Mr. Nolan, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 1520) entitled "An act to amend the charter of the Missionary Society of the Methodist Episcopal Church" (Int. No. 1047), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present

AYES 136

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hackett	Mills	Smith A E
Allen F E	Crosley	Hammond	Moreland	Smith J E
Allen J G	Cunningham	Hamn	Murphy	Sprenger
Apgar	DeGroot	Hapeman	Nevins	Stanley

Averill	Donohue	Harawitz	Nolan	Steele
Baldwin	Dowling	Hartman	Norton	Steffens
Bass	Draper	Hoffman	Oglesby	Story
Becker	Dressing	Hooker	Oliver	Thompson
Bedell	Eagleton	Hooper	O'Neill	Tompkins
Beebe	Evans	Hubbs	Palmer G M	Volk
Bernstein	Farnan	Kavanagh	Palmer S J	Waddell
Bird	Feth	Keyes	Patton	Wade
Bisland	Filley	Knapp	Phillips	Wainwright
Bohan	Fish	Krulewitch	Pratt	Weber
Boshart	Foelker	Lansing	Prentice	Wedemeyer
Brady	Foster	LaFetra	Quinn	Wells
Brennan	Fowler	Lee A E	Reilly	Wemple
Burnett	Francis	Lee W I	Rock	West
Burns	Fritz	Lewis	Rogers	Whitley
Burzynski	Gates	Lupton	Salomon	Whitney F G
Carnochan	Grady	Maher	Sammon	Whitney G H
Carrier	Grattan	Maier	Santee	Williams
Caughlan	Gray A B	Matthews	Schoeneck	Wilson
Chamberlain	Gray F J	McGuire	Schwegler	Winters
Charles	Green	Mead	Scovill	Wood
Colne	Gregory	Merritt	Shanahan	Yale
Coon	Gunderman	Miller	Shuttleworth	Young
Cowan				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1516) entitled "An act to amend the County Law, relative to expenditures of money by fire commissioners in fire districts" (Int. No. 901), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Hapeman	Mills	Smith Myron
Allen F E	DeGroot	Harawitz	Moreland	Sprenger
Allen J G	Donohue	Harte	Murphy	Stanley
Apgar	Dowling	Hastings	Nevins	Steele
Averill	Draper	Hoffman	Nolan	Steffens
Baldwin	Eagleton	Hooker	Oglesby	Story
Bass	Eckmann	Hooper	Oliver	Surpluss
Becker	Evans	Hubbs	O'Neill	Thompson
Beebe	Farnan	Kavanagh	Palmer G M	Tompkins
Bernstein	Feth	Keyes	Palmer S J	Volk
Bohan	Filley	Knapp	Patton	Waddell
Boshart	Fish	Krulewitch	Phillips	Wade



Brady	Foelker	Lansing	Pratt	Wainwright
Brennan	Foster	LaFetra	Prentice	Weber
Burnett	Fowler	Lee A E	Quinn	Wedemeyer
Burns	Francis	Lee W I	Rock	Wells
Burzynski	Fritz	Lewis	Rogers	Wemple
Carnochan	Gates	Long	Salomon	West
Carrier	Grattan	Lupton	Santee	Whitley
Caughlan	Gray A B	Lynch	Schmitt	Whitney F G
Chamberlain	Gray F J	Maher	Schoeneck	Whitney G H
Charles	Green	Maier	Schwegler	Williams
Cohalan	Gregory	Matthews	Scovill	Wilson
Colne	Gunderman	McGuire	Shuttleworth	Winters
Coon	Gurnett	Mead	Smith A E	Wood
Cowan	Hammond	Merritt	Smith J E	Yale
Cox	Hamn	Miller	Smith M F	Young
Crosley				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1517) entitled "An act to amend chapter four hundred and thirty-one of the Laws of eighteen hundred and eighty-four, entitled 'An act to amend the charter of "The Saint Vincent's Retreat for the Insane,"' in relation to the commitment and care of inebriates" (Int. No. 907), having been announced for a third reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 1518) entitled "An act to amend chapter seventy-three of the Laws of eighteen hundred and forty-six, entitled 'An act authorizing trusts for the benefit of the owners and occupants of mill privileges on the Wynant's kill,' relative to the conveyance of property" (Int. No. 930), having been announced for a third reading,

On motion of Mr. Nolan, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 1513) entitled "An act to amend chapter eight hundred and eighteen of the Laws of eighteen hundred and sixty-eight, entitled 'An act to incorporate the village of Port Chester,' in relation to meetings of trustees, bond issues and tax for the lighting of streets" (Int. No. 464), was read the third time, having been printed and upon the desks of the members in its

final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hackett	Merritt	Smith A E
Allen F E	Cox	Hammond	Mills	Smith J E
Allen J G	Crosley	Hamn	Moreland	Smith M F
Apgar	Cunningham	Hapeman	Murphy	Smith Myron
Averill	DeGroot	Harawitz	Nevins	Sprenger
Baldwin	Donohue	Harte	Norton	Stanley
Bass	Dowling	Hartman	Oglesby	Steele
Becker	Draper	Harvey	Oliver	Steffens
Beebe	Eagleton	Hastings	O'Neill	Surpluss
Bernstein	Eckmann	Hooker	Palmer G M	Thompson
Bird	Evans	Hooper	Palmer S J	Volk
Bisland	Farnan	Hubbs	Patton	Waddell
Bohan	Filley	Kavanagh	Phillips	Wade
Boshart	Fish	Keyes	Pratt	Wainwright
Brady	Foelker	Knapp	Prentice	Weber
Brennan	Foster	Krulewitch	Quinn	Wedemeyer
Burnett	Fowler	Lansing	Reilly	Wells
Burns	Francis	LaFetra	Rock	West
Campbell	Gates	Lee W I	Rogers	Whitley
Carnochan	Grady	Lewis	Salomon	Whitney F G
Carrier	Grattan	Lupton	Sammon	Whitney G H
Caughlan	Gray A B	Lynch	Santee	Williams
Chamberlain	Gray F J	Maher	Schmitt	Wilson
Charles	Green	Maier	Schoeneck	Winters
Cohalan	Gregory	Matthews	Scovill	Wood
Colne	Gunderman	McGuire	Shanahan	Yale
Coon	Gurnett	Mead	Shuttleworth	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have reconsidered their vote on the final passage of said bill, and as amended, have again passed the same, and request the concurrence of the Senate therein.

The bill (No. 1524) entitled "An act to amend the Consolidated School Law, in relation to the apportionment of State school moneys" (Int. No. 363), having been announced for a third reading,

On motion of Mr. G. M. Palmer, said bill was recommitted to the committee on public education, retaining its place on the order of third reading.

The bill (No. 1523) entitled "An act to incorporate 'The First Welsh Congregational Church Cemetery Association'" (Int. No. 1098), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hammond	Moreland	Smith A E
Allen F E	Cunningham	Hamn	Murphy	Smith J E
Allen J G	DeGroot	Hapeman	Nevins	Smith Myron
Appar	Donohue	Harawitz	Nolan	Sprenger
Averill	Dowling	Hartman	Norton	Stanley
Baldwin	Draper	Hastings	Oglesby	Steele
Bass	Dressing	Hooker	Oliver	Steffens
Becker	Eagleton	Hooper	O'Neill	Story
Bedell	Evans	Hubbs	Palmer G M	Surpless
Beebe	Farnan	Kavanagh	Palmer S J	Thompson
Bernstein	Feth	Keyes	Patton	Volk
Bisland	Filley	Knapp	Phillips	Waddell
Bohan	Fish	Krulewitch	Pratt	Wainwright
Boshart	Foelker	Lansing	Prentice	Weber
Brady	Foster	LaFetra	Quinn	Wedemeyer
Burnett	Fowler	Lee A E	Reilly	Wells
Burns	Francis	Lee W I	Rock	Wemple
Burzynski	Fritz	Lewis	Rogers	West
Carnochan	Gates	Maier	Salomon	Whitley
Carrier	Grady	Maier	Sammon	Whitney F G
Caughlan	Grattan	Matthews	Santee	Whitney G H
Chamberlain	Gray A B	McGuire	Schoeneck	Williams
Charles	Gray F J	Mead	Schwegler	Winters
Colne	Green	Merritt	Scovill	Wood
Coop	Gregory	Miller	Shanahan	Yale
Cowan	Gunderman	Mills	Shuttleworth	Young
Cox	Hackett			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Wade offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on the judiciary be discharged from further consideration of the Senate bill (No. 581 Rec. No. 192) entitled: "An act to amend the Tax Law in relation to the defense of certiorari proceedings to review the assessment of a special franchise by the State Board of Tax Commissioners."



Mr. Speaker put the question whether the House would agree to said resolution, and it was decided in the affirmative.

On motion of Mr. Wade, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Wade, said bill was referred to the committee on revision, to compare with the Assembly bill No. 1522, Int. No. 906, same title and subject, now on the order of third reading, and report if the same are identical, and if found identical that said Senate bill be substituted for said Assembly bill.

The bill (No. 1522) entitled "An act to amend the Tax Law, in relation to the defense of certiorari proceedings to review the assessment of a special franchise by the State Board of Tax Commissioners" (Int. No. 906), having been announced for a third reading,

On motion of Mr. Wade, said bill was recommitted to the committee on revision, retaining its place on the order of third reading.

The bill (No. 1521) entitled "An act to amend chapter six hundred and thirty-five of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Yonkers,' relative to the issue of revenue bonds and certificates of indebtedness" (Int. No. 1077), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hackett	Mead	Smith J E
Allen F E	Crosley	Hammond	Merritt	Smith M F
Allen J G	Cunningham	Hamm	Miller	Smith Myron
Apgar	DeGroot	Hapeman	Moreland	Sprenger
Averill	Donchue	Harawitz	Nevins	Stanley
Baldwin	Dowling	Harte	Nolan	Steele

Bass	Draper	Hartman	Oglesby	Steffens
Becker	Eagleton	Hastings	Oliver	Story
Beebe	Eckmann	Hoffman	O'Neill	Surpless
Bernstein	Evans	Hooker	Palmer G M	Thompson
Bird	Farnan	Hooper	Palmer S J	Tompkins
Bisland	Feth	Hubbs	Patton	Volk
Bohan	Filley	Kavanagh	Phillips	Waddell
Boshart	Fish	Keyes	Pratt	Wainwright
Brady	Foelker	Knapp	Prentice	Weber
Brennan	Foster	Krulewitch	Quinn	Wedemeyer
Burnett	Fowler	Lausing	Rock	Wells
Burns	Francis	LaFetra	Rogers	Wemple
Buzynski	Fritz	Lee A E	Salomon	West
Carnochan	Gates	Lee W I	Santee	Whitley
Carrier	Grattan	Lewis	Schmitt	Whitney F G
Coughlan	Gray A B	Lupton	Schoeneck	Whitney G H
Chamberlain	Gray F J	Lynch	Schwegler	Wilson
Charles	Green	Maher	Scovill	Winters
Cohalan	Gregory	Maier	Shanahan	Wood
Colne	Gunderman	Matthews	Shuttleworth	Yale
Coon	Gurnett	McGuire	Smith A E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1519) entitled "An act to amend the Benevolent Orders Law, relative to power of trustees to issue bonds" (Int. No. 933), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

A'new	Cowan	Hammond	Mead	Shuttleworth
Allen F E	Cox	Hamn	Merritt	Smith A E
Allen J G	Crosley	Hapeman	Miller	Smith J E
Apgar	Cunningham	Harawitz	Mills	Smith M F
Averill	DeGroot	Harte	Murphy	Smith Myron
Baldwin	Dowling	Hartman	Nevins	Sprenger
Bass	Draper	Harvey	Norton	Stanley
Becker	Eagleton	Hastings	Oglesby	Steele
Beebe	Eckmann	Hoffman	Oliver	Steffens
Bernstein	Evans	Hooker	O'Neill	Story
Bird	Farnan	Hooper	Palmer G M	Surpless
Bisland	Filley	Hubbs	Palmer S J	Volk
Bohan	Fish	Kavanagh	Patton	Waddell
Boshart	Foelker	Keyes	Phillips	Wade
Brady	Foster	Knapp	Pratt	Weber

Brennan	Fowler	Krulewitch	Prentice	Wedemeyer
Burnett	Francis	Lansing	Quinn	Wells
Burns	Gates	LaFetra	Reilly	Wemple
Burzynski	Grady	Lee A E	Rock	West
Campbell	Grattan	Lee W I	Rogers	Whitley
Carnochan	Gray A B	Lewis	Salomon	Whitney G H
Carrier	Gray F J	Lupton	Sammon	Williams
Caughlan	Green	Lynch	Santee	Wilson
Chamberlain	Gregory	Maher	Schmitt	Winters
Charles	Gunderman	Maier	Schoeneck	Wood
Cohalan	Gurnett	Matthews	Scovill	Yale
Colne	Hackett	McGuire	Shanahan	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1479) entitled "An act to enlarge and further the objects and purposes of the Henry Bergh Humane Society, a corporation organized under the laws of the State of New York on the eighteenth day of October, nineteen hundred and four, and to change the name of said society" (Int. No. 14), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 1

Those who voted in the affirmative were:

Agnew	Cox	Hackett	Moreland	Smith A E
Allen F E	Crosley	Hammond	Murphy	Smith J E
Allen J G	Cunningham	Hamn	Nevins	Smith Myron
Apgar	DeGroot	Hapeman	Nolan	Sprenger
Averill	Donohue	Harawitz	Norton	Stanley
Baldwin	Dowling	Hartman	Oglesby	Steele
Bass	Draper	Hastings	Oliver	Steffens
Becker	Dressing	Hoffman	O'Neill	Story
Bedell	Eagleton	Hooker	Palmer G M	Surpless
Beebe	Evans	Hubbs	Palmer S J	Waddell
Bernstein	Farnan	Kavanagh	Patton	Wade
Bird	Feth	Keyes	Phillips	Wainwright
Bisland	Filley	Knapp	Pratt	Weber
Bohan	Fish	Krulewitch	Prentice	Wedemeyer
Boshart	Foelker	Lansing	Quinn	Wells
Brady	Foster	LaFetra	Reilly	Wemple
Brennan	Fowler	Lee W I	Rock	West
Burnett	Francis	Lewis	Rogers	Whitley
Burns	Fritz	Lupton	Salomon	Whitney F G



Burzynski	Gates	Maher	Sammon	Whitney G H
Carnochan	Grady	Maier	Santee	Williams
Caughlan	Grattan	Matthews	Schoeneek	Wilson
Chamberlain	Gray A B	McGuire	Schwegler	Winters
Charles	Gray F J	Mead	Scovill	Wood
Colne	Green	Merritt	Shanahan	Yale
Coon	Gregory	Miller	Shuttleworth	Young
Cowan	Gunderman	Mills		

In the negative:

Thompson

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

Mr. Speaker in the chair.

The bill (No. 1480) entitled "An act to amend the Stock Corporation Law, so as to restrict the holding of stock in transportation companies" (Int. No. 170), having been announced for a third reading,

Mr. Shanahan moved that said bill be recommitted to the committee on the judiciary, with instructions to report the same forthwith amended as follows:

By striking out the word "seventy" on page 1, line 2, and to insert in place thereof the word "ninety".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Cox, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1481) entitled "An act to amend chapter seven hundred and twenty-four, of the Laws of nineteen hundred and five, entitled 'An act to provide for an additional supply of pure and wholesome water for the city of New York; and for the acquisition of lands or interests therein, and for the construction of the necessary reservoirs, dams, aqueducts, filters, and other appurtenances for that purpose; and for the appointment of a commission with the powers and duties necessary and proper to attain these objects,' generally" (Int. No. 925), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Agnew	Cunningham	Harawitz	Mills	Sprenger
Allen F E	DeGroot	Harte	Moreland	Stanley
Allen J G	Donohue	Hartman	Murphy	Steele
Averill	Dowling	Hastings	Nevins	Steffens
Baldwin	Draper	Hoffman	Nolan	Story
Bass	Eagleton	Hooker	Oglesby	Surpless
Becker	Eckmann	Hooper	Oliver	Thompson
Bernstein	Evans	Hubbs	O'Neill	Tompkins
Bird	Farnan	Kavanagh	Palmer G M	Volk
Bisland	Feth	Keyes	Palmer S J	Waddell
Bohan	Filley	Knapp	Patton	Wade
Boshart	Fish	Krulewitch	Phillips	Wainwright
Brady	Foelker	Lansing	Pratt	Weber
Brennan	Foster	LaPetra	Quinn	Wedemeyer
Burnett	Fowler	Lee A E	Rock	Wells
Burns	Francis	Lee W I	Rogers	Wemple
Burzynski	Fritz	Lewis	Salomon	West
Carnochan	Gates	Long	Schmitt	Whitley
Carrier	Grattan	Lupton	Schoeneck	Whitney F G
Caughlan	Gray A B	Lynch	Schwegler	Whitney G H
Chamberlain	Gray F J	Maher	Scovill	Williams
Cohalan	Green	Maier	Shanahan	Wilson
Colne	Gregory	Matthews	Shuttleworth	Winters
Coon	Gunderman	McGuire	Smith A E	Wood
Cowan	Gurnett	Mead	Smith J E	Yale
Cox	Hamm	Merritt	Smith M F	Young
Crosley	Hapeman	Miller	Smith Myron	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1515) entitled "An act to amend the Lien Law in reference to the foreclosure of lien" (Int. No. 806), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 131

NOES 2

Those who voted in the affirmative were:

Agnew	Coon	Gurnett	McGuire	Shuttleworth
Allen F E	Cowan	Hackett	Merritt	Smith A E
Allen J G	Cox	Hammond	Miller	Smith J E
Apgar	Crosley	Hamn	Mills	Smith M F
Averill	Cunningham	Hapeman	Moreland	Smith Myron
Baldwin	DeGroot	Harawitz	Murphy	Sprenger
Bass	Dowling	Harte	Nevins	Steele
Becker	Draper	Hartman	Norton	Steffens
Beebe	Eagleton	Harvey	Oglesby	Story
Bernstein	Eckmann	Hastings	O'Neill	Surpless
Bird	Evans	Hoffman	Palmer G M	Thompson
Bisland	Farnan	Hooper	Palmer S J	Volk
Bohan	Filley	Hubbs	Patton	Waddell
Boshart	Fish	Kavanagh	Pratt	Wade
Prady	Foelker	Keyes	Prentice	Wainwright
Brennan	Foster	Krulewitch	Quinn	Weber
Burnett	Fowler	Lansing	Reilly	Wedemeyer
Burns	Francis	LaFetra	Rock	Wemple
Burzynski	Gates	Lee A E	Rogers	West
Campbell	Grady	Lee W I	Salomon	Whitley
Carnochan	Grattan	Lewis	Sammon	Whitney F G
Carrier	Gray A B	Lupton	Santee	Williams
Caughlan	Gray F J	Lynch	Schmitt	Wilson
Chamberlain	Green	Maher	Schoeneck	Winters
Charles	Gregory	Maier	Scovill	Wood
Cohalan	Gunderman	Matthews	Shanahan	Young
Colne				

Those who voted in the negative were:

Hooker Phillips

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1514) entitled "An act to amend chapter six hundred and ninety-six of the Laws of eighteen hundred and eighty-seven, entitled 'An act to provide hospitals, orphan asylums and other charitable institutions in the city of New York with water, and remitting assessments therefor.'" (Int. No. 277), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



## AYES 129

## NOES 1

Those who voted in the affirmative were:

Allen F E	DeGroot	Harawitz	Moreland	Smith M F
Allen J G	Donohue	Harte	Murphy	Smith Myron
Apgar	Dowling	Hastings	Nevins	Sprenger
Averill	Draper	Hooker	Nolan	Stanley
Baldwin	Eagleton	Hooper	Oglesby	Steele
Bass	Eckmann	Hubbs	Oliver	Steffens
Bernstein	Evans	Kavanagh	O'Neill	Story
Bird	Farnan	Keyes	Palmer G M	Surpless
Bisland	Feth	Knapp	Palmer S J	Thompson
Bohan	Filley	Krulewitch	Patton	Volk
Boshart	Fish	Lansing	Phillips	Waddell
Brady	Foolker	LaFetra	Pratt	Wade
Brennan	Foster	Lee A E	Prentice	Wainwright
Burnett	Fowler	Lee W I	Quinn	Weber
Burns	Francis	Lewis	Rock	Wedemeyer
Burzynski	Fritz	Long	Rogers	Wells
Carrier	Gates	Lupton	Salomon	Wemple
Caughlan	Grattan	Lynch	Santee	West
Chamberlain	Gray A B	Maher	Schmitt	Whitney F G
Charles	Green	Maier	Schoeneck	Whitney G H
Cohalan	Gregory	Matthews	Schwegler	Williams
Colne	Gunderman	McGuire	Scovill	Wilson
Coon	Gurnett	Mead	Shanahan	Winters
Cowan	Hackett	Merritt	Shuttleworth	Wood
Crosley	Hammond	Miller	Smith A E	Young
Cunningham	Hamn	Mills	Smith J E	

In the negative:

Carnochan

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1527) entitled "An act to enable the Montauk tribe of Indians in the name of their chief or head to maintain actions in the courts of this State to establish and enforce their rights in and to certain real and personal property" (Int. No. 261), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 120

NOES 5

Those who voted in the affirmative were:

Agnew	Coon	Hammond	Mead	Smith J E
Allen F E	Cowan	Hamn	Merritt	Smith M F
Allen J G	Cox	Harawitz	Miller	Smith Myron
Apgar	Crosley	Harte	Mills	Sprengrer
Averill	Cunningham	Hartman	Moreland	Stanley
Bass	DeGroot	Hastings	Nevins	Steele
Becker	Donohue	Hoffman	Norton	Steffens
Beebe	Draper	Hooker	Oglesby	Story
Bernstein	Eagleton	Hooper	Oliver	Surpluss
Bisland	Eckmann	Kavanagh	Palmer S J	Volk
Bohan	Evans	Keyes	Patton	Waddell
Boshart	Fish	Knapp	Phillips	Wade
Brady	Foelker	Krulewitch	Pratt	Wainwright
Brennan	Foster	Lansing	Prentice	Weber
Burnett	Fowler	LaFetra	Quinn	Wells
Burns	Francis	Lee A E	Rock	Wemple
Burzynski	Grady	Lee W I	Rogers	West
Campbell	Grattan	Lewis	Salomon	Whitley
Carnochan	Gray A B	Lupton	Sammon	Whitney F G
Carrier	Gray F J	Lynch	Santee	Whitney G H
Chamberlain	Green	Maher	Schmitt	Wilson
Charles	Gregory	Maier	Scovill	Winters
Cohalan	Gunderman	Matthews	Shanahan	Yale
Colne	Gurnett	McGuire	Shuttleworth	Young

Those who voted in the negative were:

Hapeman	Hubbs	Murphy	O'Neill	Palmer G M
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Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 107) entitled "An act to amend subdivisions two and three of section fifteen of article two and section one hundred and twenty-one of article four of chapter three hundred of the Laws of nineteen hundred and four, entitled 'An act to revise and consolidate the several acts relative to the city of Niagara Falls' in relation to aldermen" (Rec. No. 15), having been announced for a third reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 613) entitled "An act to amend the Insanity Law, relative to buildings for the holding of religious services" (Rec. No. 168), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 128

NOES 1

Those who voted in the affirmative were:

Allen F E	Cunningham	Harawitz	Nevins	Stanley
Allen J G	DeGroot	Hartman	Nolan	Steele
Apgar	Donohue	Hastings	Norton	Steffens
Averill	Dowling	Hoffman	Oglesby	Story
Baldwin	Draper	Hooker	Oliver	Surpless
Bass	Dressing	Hubbs	O'Neill	Thompson
Beebe	Eagleton	Kavanagh	Palmer G M	Tompkins
Bernstein	Evans	Keyes	Palmer S J	Volk
Bird	Farnan	Knapp	Patton	Waddell
Bohan	Feth	Krullewitch	Phillips	Wade
Boshart	Filley	Lansing	Pratt	Wainwright
Brady	Fish	LaFetra	Prentice	Weber
Brennan	Foelker	Lee A E	Quinn	Wedemeyer
Burnett	Fowler	Lee W I	Reilly	Wells
Burns	Francis	Lewis	Rock	Wemple
Burzynski	Fritz	Lupton	Rogers	West
Carnochan	Gates	Maher	Salomon	Whitley
Carrier	Grady	Maier	Sammon	Whitney F G
Caughlan	Grattan	Matthews	Schoeneck	Whitney G H
Chamberlain	Gray A B	McGuire	Schwegler	Williams
Charles	Gray F J	Mead	Scovill	Wilson
Colne	Green	Merritt	Shanahan	Winters
Coon	Gunderman	Miller	Shuttleworth	Wood
Cowan	Hammond	Mills	Smith A E	Yale
Cox	Hamn	Moreland	Smith J E	Young
Crosley	Hapeman	Murphy		

In the negative:

Agnew

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 609) entitled "An act to amend chapter seventy-three of the Laws of eighteen hundred and forty-six, entitled 'An act authorizing trusts for the benefit of the owners and occupants of mill privileges on the Wynant's kill'" (Rec. No. 171), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.



Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Miller	Smith J E
Allen F E	Crosley	Hamm	Mills	Smith M F
Allen J G	Cunningham	Hapeman	Moreland	Smith Myron
Apgar	DeGroot	Harawitz	Murphy	Stanley
Averill	Donohue	Harte	Nevins	Steele
Baldwin	Dowling	Hartman	Nolan	Steffens
Bass	Draper	Hastings	Oglesby	Story
Becker	Eagleton	Hoffman	Oliver	Surpless
Beebe	Eckmann	Hooker	O'Neill	Thompson
Bernstein	Evans	Hooper	Palmer G M	Tompkins
Bird	Farnan	Hubbs	Palmer S J	Volk
Bisland	Feth	Kavanagh	Patton	Waddell
Bohan	Filley	Keyes	Phillips	Wade
Boshart	Fish	Knapp	Pratt	Wainwright
Brady	Foelker	Lansing	Prentice	Wedemeyer
Brennan	Foster	LaFetra	Quinn	Wells
Burnett	Fowler	Lee A E	Rock	Wemple
Burns	Francis	Lee W I	Rogers	West
Burzynski	Fritz	Lewis	Salomon	Whitley
Carnochan	Gates	Long	Santee	Whitney F G
Carrier	Grattan	Lupton	Schmitt	Whitney G H
Caughlan	Gray A B	Lynch	Schoeneck	Williams
Chamberlain	Gray F J	Maher	Schwegler	Wilson
Charles	Green	Maier	Scovill	Winters
Cohalan	Gregory	Matthews	Shanahan	Wood
Colne	Gunderman	Mead	Shuttleworth	Yale
Coon	Gurnett	Merritt	Smith A E	Young
Cowan	Hackett			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 610) entitled "An act relative to the Wynantskill Improvement Association" (Rec. No. 172), having been announced for a third reading,

Mr. Nolan moved that said bill be recommitted to the committee on the judiciary, with instructions to report the same forthwith amended as follows:

On page 3, line 2, after the words "imposed by" insert as follows: "the General Corporation Law and".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Cox, from the committee on the judiciary, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 290) entitled "An act to amend chapter five hundred and seventy-two of the Laws of nineteen hundred and two, entitled 'An act to revise and amend an act to incorporate the city of Middletown and the acts amendatory thereof,' in relation to boundaries" (Rec. No. 185), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the house would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Miller	Smith J E
Allen F E	Crosley	Hamn	Mills	Smith M F
Allen J G	Cunningham	Hapeman	Moreland	Smith Myron
Apgar	DeGroot	Harawitz	Murphy	Sprenger
Averill	Donohue	Harte	Nevins	Stanley
Baldwin	Dowling	Hartman	Norton	Steele
Bass	Draper	Hastings	Oglesby	Steffens
Becker	Eagleton	Hoffman	Oliver	Story
Beebe	Eckmann	Hooker	O'Neill	Surpless
Bernstein	Evans	Hooper	Palmer G M	Thompson
Bird	Farnan	Hubbs	Palmer S J	Volk
Bisland	Filley	Kavanagh	Patton	Waddell
Bohan	Fish	Keyes	Phillips	Wade
Boshart	Foelker	Knapp	Pratt	Wainwright
Brady	Foster	Krulewitch	Prentice	Wedemeyer
Brennan	Fowler	Lansing	Quinn	Wells
Burnett	Francis	LaFetra	Reilly	Wemple
Burns	Gates	Lee A E	Rock	West
Burzynski	Grady	Lewis	Rogers	Whitley
Carnochan	Grattan	Lupton	Salomon	Whitney F G
Carrier	Gray A B	Lynch	Sammon	Whitney G H
Caughlan	Gray F J	Maher	Santee	Williams
Chamberlain	Green	Maier	Schmitt	Wilson
Charles	Gregory	Matthews	Schoeneck	Winters
Cohalan	Gunderman	McGuire	Shanahan	Wood
Colne	Gurnett	Mead	Shuttleworth	Yale
Coon	Hackett	Merritt	Smith A E	Young
Cowan				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1489) entitled "An act to amend the Military Code, relative to uniforms and equipments for the National Guard and Naval Militia" (Int. No. 1189), was read the second time.

On motion of Mr. Hapeman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1469) entitled "An act to amend the Military Code, relative to the composition and strength of the National Guard and Naval Militia" (Int. No. 1174), was read the second time.

On motion of Mr. Hapeman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1427) entitled "An act to amend the Tax Law in relation to taxable transfers" (Int. No. 1156), was read the second time.

On motion of Mr. O'Neill, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1100) entitled "An act to amend chapter three hundred and sixty-two of the Laws of eighteen hundred and ninety-seven, entitled 'An act to make the office of sheriff of Yates county a salaried office, in part, and to regulate the management of said office,' in relation to appointments by sheriff, and fixing compensation" (Int. No. 909), was read the second time.

On motion of Mr. West, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 736) entitled "An act in relation to unpaid taxes, and sales for unpaid taxes in the towns, villages and school districts in the county of Richmond, as the same existed prior to January first, eighteen hundred and ninety-eight, the time of the taking effect of the Greater New York charter" (Int. No. 655), was read the second time.

On motion of Mr. Wedemeyer, said bill was placed on the order of third reading and referred to the committee on revision.



The bill (No. 1194) entitled "An act to establish a ferry from and to Gunnison's Landing in the town of Crown Point, Essex county, across Lake Champlain to and from a point in the east shore of said Lake Champlain, in the town of Bridport, in the State of Vermont, called Brook's" (Int. No. 988), was read the second time.

On motion of Mr. Hooper, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 853) entitled "An act regulating the rates of ferriage for foot passengers on the Astoria ferry, in the city of New York" (Int. No. 734), having been announced for a second reading,

Mr. S. J. Palmer moved to amend as follows:

Change title of bill to read "An act regulating the rates of ferriage for foot passengers on the Astoria ferry, in the city of New York and the Tenth and Twenty-third street ferries in the borough of Manhattan, and Greenpoint avenue, in the borough of Brooklyn."

On line 4 of section 1, after the word "Queens" insert the following: "and the ferries plying between Tenth and Twenty-third streets in the borough of Manhattan, and Greenpoint avenue in the borough of Brooklyn, in the city of New York."

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 898) entitled "An act to amend the Forest, Fish and Game Law, in relation to lake trout in Dutchess county" (Int. No. 762), was read the second time.

On motion of Mr. Myron Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1001) entitled "An act to regulate street railway fares in the boroughs of Manhattan and the Bronx" (Int. No. 538), having been announced for a second reading,

Mr. Hartman moved to amend as follows:

In the title, after the word "in", strike out the words "the boroughs of Manhattan and the Bronx" and insert the words:

"Cities having a population of more than fifteen hundred thousand".

Page 1, line 2, strike out "the borough of Manhattan or the Bronx", and insert "Cities having a population of more than fifteen hundred thousand".

Page 1, line 7, strike out "boroughs".

Page 1, line 8, strike out "of Manhattan or the Bronx" and insert instead after the word "said" on line 7, page 1, "Cities having a population of more than fifteen hundred thousand".

Page 2, line 1, after the word "school" insert "public or private, sectarian or non-sectarian".

Page 2, line 1, strike out the word "boroughs" and insert "cities".

Page 2, line 2, strike out the word "borough" and insert "city".

Page 2, line 17, after the word "principal" insert "or person in charge".

Page 2, line 21, strike out "the boroughs of Manhattan or the Bronx" and insert "cities having a population of more than fifteen hundred thousand".

Page 3, after line 6, insert the following paragraph, calling it section 5:

§ 5. For each and every refusal on the part of any corporation, operating a street surface subway or elevated railroad, in cities having a population of more than fifteen hundred thousand, to comply with the requirements of this act, the corporation so refusing shall forfeit the sum of fifty dollars to the aggrieved party."

Page 3, line 7, strike out "5" and insert "6".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Said bill, as amended, was then read the second time, and on motion of Mr. Hartman was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 944) entitled "An act to amend the Forest, Fish and Game Law, relative to fishing through the ice in the waters of Wappinger's creek" (Int. No. 790), was read the second time.

On motion of Mr. Myron Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1157) entitled "An act to amend the Forest, Fish and Game Law relative to close season for Wilson (called Eng-

lish snipe), yellow legs and jacksnipe in the counties of Chautauqua, Cattaraugus and Erie" (Int. No. 959), having been announced for a second reading,

Mr. Williams moved to amend as follows:

Page 2, line 6, strike out the word "and"; same line, after word "Erie" insert "and Oneida".

Line 3, of title strike out word "and"; same line, after word "Erie" insert "and Oneida".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 1158) entitled "An act to amend the Forest, Fish and Game Law relative to hares and rabbits in Chautauqua county" (Int. No. 960), was read the second time.

On motion of Mr. Williams, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1185) entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for hares and rabbits in certain counties" (Int. No. 979), was read the second time.

On motion of Mr. Myron Smith, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1381) entitled "An act to amend the Village Law, in relation to the qualification of voters" (Int. No. 1124), having been announced for a second reading,

Mr. Rogers moved to amend as follows:

On page 1, line 8, strike out the words "or whose wife."

On page 2, line 16, strike out the words "or whose wife".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Said bill, as amended, was then read the second time, and on motion of Mr. Phillips was ordered reprinted and placed on the order of third reading.

On motion of Mr. Hooker, said bill was recommitted to the committee on affairs of villages, retaining its place on the order of third reading.



The bill (No. 1562) entitled "An act to authorize the village of Sea Cliff to lease certain lands owned by said village" (Int. No. 1225), was read the second time.

On motion of Mr. Miller, said bill was placed on the order of third reading and referred to the committee on revision.

The Senate bill (No. 719) entitled "An act to amend the Military Code, relative to armories" (Rec. No. 156), was read the second time.

On motion of Mr. Lewis, said bill was placed on the order of third reading.

The Senate bill (No. 718) entitled "An act to amend the Forest, Fish and Game Law, relative to the close season for deer" (Rec. No. 148), was read the second time.

On motion of Mr. Carrier, said bill was placed on the order of third reading.

The Senate bill (No. 745) entitled "An act making an appropriation for the State Industrial School at Rush" (Rec. No. 167), was read the second time.

On motion of Mr. Averill, said bill was placed on the order of third reading.

On motion of Mr. Averill, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Miller	Smith Myron
Allen F E	Crosley	Hamn	Mills	Sprenger
Allen J G	Cunningham	Hapeman	Moreland	Stanley
Appar	DeGroot	Harawitz	Murphy	Steele
Averill	Donohue	Harte	Nevins	Steffens
Baldwin	Dowling	Hartman	Nolan	Story
Bass	Draper	Hoffman	Oglesby	Surpless
Becker	Eagleton	Hooker	Oliver	Thompson
Beebe	Eckmann	Hooper	O'Neill	Tompkins

Bernstein	Farnan	Hubbs	Palmer G M	Volk
Bird	Feth	Kavanagh	Palmer S J	Waddell
Bisland	Filley	Keyes	Patton	Wade
Bohan	Fish	Knapp	Phillips	Wainwright
Boshart	Foelker	Krulewitch	Pratt	Weber
Brady	Foster	LaFetra	Prentice	Wedemeyer
Brennan	Fowler	Lee A E	Quinn	Wells
Burnett	Francis	Lee W I	Rock	Wemple
Burns	Fritz	Lewis	Rogers	West
Burzynski	Gates	Long	Salomon	Whitley
Carnochan	Grattan	Lupton	Santee	Whitney F G
Carrier	Gray A B	Lynch	Schmitt	Whitney G H
Caughlan	Gray F J	Maher	Schwegler	Williams
Chamberlain	Green	Maier	Scovill	Wilson
Charles	Gregory	Matthews	Shanahan	Winters
Colne	Gunderman	McGuire	Shuttleworth	Wood
Coon	Gurnett	Mead	Smith A E	Yale
Cowan	Hackett	Merritt	Smith J E	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the Assembly bill (No. 396, Senate re-print No. 678, Int. No. 159) entitled "An act in relation to the price of electric current furnished or sold in the city of Yonkers, for light, heat, power or other purposes to consumers other than said city and providing a penalty for violation," with a message that they have concurred in the passage of the same with the following amendments:

Amend title as follows: Line 1, strike out the words "and direct".

In the bill, line 1, page 1, strike out the words "and directed."

Mr. Bisland moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendments, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 130

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hamn	Moreland	Smith M F
Allen F E	Cox	Hapeman	Murphy	Smith Myron
Allen J G	Crosley	Harawitz	Nevins	Sprenger
Averill	Cunningham	Harte	Norton	Stanley

Baldwin	DeGroot	Hartman	Oglesby	Steele
Bass	Donohue	Harvey	Oliver	Steffens
Becker	Dowling	Hastings	O'Neill	Story
Beebe	Draper	Hoffman	Palmer G M	Surpless
Bernstein	Evans	Hooper	Palmer S J	Thompson
Bird	Farnan	Hubbs	Patton	Volk
Bisland	Fish	Kavanagh	Phillips	Waddell
Bohan	Foelker	Keyes	Pratt	Wade
Boshart	Foster	Krulewitch	Prentice	Wainwright
Brady	Fowler	Lansing	Quinn	Wedeneyer
Brennan	Francis	LaFetra	Reilly	Wells
Burnett	Gates	Lee A E	Rock	Wemple
Burns	Grady	Lee W I	Rogers	West
Burzynski	Grattan	Lewis	Salomon	Whitley
Carnochan	Gray A B	Lupton	Sammon	Whitney F G
Carrier	Gray F J	Lynch	Santee	Whitney G H
Caughlan	Green	Maher	Schmitt	Williams
Chamberlain	Gregory	Maier	Schoeneck	Wilson
Charles	Gunderman	McGuire	Scovill	Winters
Cohalan	Gurnett	Mead	Shanahan	Wood
Colne	Hackett	Merritt	Shuttleworth	Yale
Coon	Hammond	Miller	Smith J E	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

Mr. Grattan offered for the consideration of the House a resolution, in the words following:

Whereas, A subpoena has been duly issued and has been duly served upon the Honorable John R. Voorhis, president of the Board of Elections of the city of New York, commanding him to appear before the privileges and elections committee on the 16th inst., said subpoena also commanded him to bring before said committee the ballot box containing the voted ballots in the fifty-fifth Election District of the Seventh Assembly District of the county of Kings, and such other documents in his custody as would be required in the investigation of said subject. The production of the ballot box containing the voted ballots in the latter district is necessary under the evidence thus far adduced in relation to said election district in order to truly ascertain the facts concerning the election of a member of this body whose seat is now being contested in this proceeding for the reason that the void and protested ballots were by mistake put in said ballot box instead of being put in an envelope as required by law. Unless such evidence is contradicted to the satisfaction of the committee as to the whereabouts of such void and protested ballots, it would very seriously hamper the investigation of said contest and possibly prevent the committee from arriving at a just and speedy determination. In obedience to the subpoena Mr. Voorhis attended a hearing before said



committee on the 16th inst. at the Hotel Cadillac in the city of New York, in person and by Hon. Arthur C. Butts, assistant corporation counsel, as his attorney, and submitted an opinion by Hon. John R. Delany, corporation counsel of the city of New York, holding that the ballot box in question cannot be unlocked and unsealed by said committee unless an order authorizing such unlocking and unsealing is granted by the Supreme Court or the justice thereof as provided in section 111 of the Election Laws of this State, the effect of such an opinion is to challenge the absolute power of the Legislature to act in election contests that arise independent of the courts.

And whereas, The committee is of the opinion that it is impossible for them to properly proceed with the investigation before them in the event of the committee being unable to inquire into the ballot box in question.

And whereas, It has been reported by the counsel for the committee, Hon. Myer Nussbaum of New York city, that as a result of his legal inquiry into the question he finds that it is within the province of this committee to inquire into and examine the ballots both protested and void, for the purpose of enabling the committee to properly determine the question that has been raised before said committee.

Be it, therefore, resolved, That it is the opinion of this committee that the Legislature express its approval of the course already adopted by said committee, and

By the passage of this resolution should direct that the substance of the subpoena already served should be complied with, and the said Hon. John R. Voorhis, President of the Board of Elections of the city of New York be compelled to attend in accordance with the direction of the subpoena and produce the ballot box and open same and deliver such other documents in his custody as would be required in the investigation aforesaid thereby enabling the committee to examine the ballots and otherwise properly proceed with the investigation.

Said resolution giving rise to debate, ordered that the same be laid upon the table.

Mr. Rogers offered for the consideration of the House a resolution, in the words following:

That on Tuesday, March 27th, the House meet in regular session at 10 o'clock, a. m., and that the consideration of all bills on the calendar of that date giving rise to debate be postponed until Wednesday, March 28th.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Mr. Gates offered for the consideration of the House a resolution, in the words following:

Resolved, That there be printed and distributed to each member of the Assembly, fifty copies of the report of the Enumeration of the Inhabitants of the State of New York, the same being Assembly document No. 6.

Which was referred to the committee on public printing.

Mr. Agnew moved to reconsider the vote by which the bill (No. 1509, Int. No. 1209) entitled "An act to establish and maintain a seaside park for the health and recreation of the citizens of the city of New York," was amended, and that said motion lie on the table.

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 22, 1906.*

Resolved (if the Assembly concur), that a respectful message be sent to the Governor, requesting the return of Senate bill (No. 323 Rec. No. 85) entitled "An act to amend section fifteen hundred and thirty-two of chapter four hundred and ten of the Laws of eighteen hundred and eighty-two, known as the consolidation act, as amended by chapter eighty-one of the Laws of eighteen hundred and eighty-eight," for the purpose of amendment.

By order of the Senate,

L. B. GLEASON,  
*Clerk.*

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Tompkins offered for the consideration of the House a resolution, in the words following:

Resolved, That a respectful message be sent to the Senate requesting the return, to the Assembly, of Assembly bill (No. 866, Int. No. 146) entitled "An act to amend the Greater New York charter, relative to the power of the department of taxes and assessments to remit or reduce a tax," for purpose of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Agnew offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor requesting the return to the Assembly of Assembly bill (No. 943, Int. No. 789) entitled "An act to authorize the rector, church wardens and vestrymen of the Church of the Ascension in the city of New York, to increase the number of its vestrymen," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Mead offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur) That a respectful message be sent to the Governor requesting the return to the Assembly of Assembly bill (No. 1111, Int. No. 290) entitled "An act to provide for rebuilding the New York State Normal College at Albany, authorizing the purchase of additional land, and making an appropriation therefor," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate returned the bill (No. 823, Int. No. 716) entitled, "An act to amend chapter four hundred and forty-one of the Laws of eighteen hundred and ninety-nine, entitled 'An act to create a commissioner of jurors in the several counties of this State,' in relation to limiting the class of counties in which an assistant commissioner may be appointed," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.



The Senate returned the bill (No. 1148, Int. No. 696) entitled "An act to amend chapter five hundred and thirty-eight of the Laws of nineteen hundred and four, entitled 'An act in relation to the registration and identification of motor vehicles and the use of the public highways by such vehicles,' providing for the release from custody and furnishing of bail by persons charged with violation of the Motor Vehicle Law," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 444, Int. No. 414) entitled "An act to release to John Scott Power the right, title and interest of the people of the State of New York in and to certain real estate in the village of Woodside, Queens county, New York, acquired by escheat of forfeiture upon the death of Margaret I. Power," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 860, Int. No. 741) entitled "An act relating to the collection of taxes in the town of Castile in the county of Wyoming," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 1167, Int. No. 194) entitled "An act to amend the Labor Law, relative to labor in tenements," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 1037, Int. No. 208) entitled "An act to transfer the town of Ashford, Cattaraugus county, from the third to the first school commissioner's district of such county," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 40, Int. No. 40) entitled "An act to amend chapter four hundred and forty-one of the

Laws of eighteen hundred and ninety-nine, entitled 'An act to create a commissioner of jurors in the several counties of this State,' in relation to Herkimer county," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 1034, Int. No. 347) entitled "An act to amend the Code of Civil Procedure, in relation to the verification of pleadings in the justice's court," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the bill (No. 245, Int. No. 219) entitled "An act authorizing the comptroller of the city of New York to annul certain taxes in said city against certain real estate owned by the Congregation B'nai Peiser," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

The Senate returned the bill (No. 591, Int. No. 153) entitled "An act to amend the Greater New York charter, relative to the power of the department of taxes and assessments to add certain property and names to the assessment rolls," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

The Senate returned the bill (No. 793, Int. No. 151) entitled "An act to amend the Greater New York charter, in relation to the levying of taxes to provide for the deficiency in the actual product of taxes theretofore levied," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

The Senate returned the bill (No. 143, Int. No. 143) entitled "An act to authorize the board of estimate and apportionment in the city of New York to issue corporate stock of the city for

arrears of uncollectible taxes," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

The Senate returned the bill (No. 326, Int. No. 57) entitled "An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to municipal courts in the city of New York, its officers and marshals,' relative to the reclamation of chattels by defendant in actions in replevin," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

The Senate returned the bill (No. 520, Int. No. 356) entitled "An act to amend chapter three hundred and fourteen of the Laws of eighteen hundred and seventy-four, entitled 'An act to establish a board of police and fire commissioners of the city of Utica,' relative to the amount to be raised to defray the cost of the police and fire departments," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Utica.

The Senate returned the bill (No. 928, Int. No. 774) entitled "An act to authorize the common council of the city of Binghamton to raise money to be appropriated towards the expenses of celebrating, in the year nineteen hundred and six, the centennial of the founding of the county of Broome," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Binghamton.

The Senate returned the bill (No. 578, Int. No. 542) entitled "An act to authorize the city of Utica to issue bonds for the purpose of refunding temporary loan bonds now outstanding to the amount of sixty thousand dollars issued by said city under the provisions of chapter eighty-one of the Laws of nineteen hun-



dred and five," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of Utica.

The Senate returned the bill (No. 543, Int. No. 358) entitled "An act to authorize the comptroller of the city of New York to examine and pay the claim of the Congregation Chaare Zedek for accumulated interest on refunded assessments," with a message that they have concurred in the passage of the same without amendment.

Ordered, That the Clerk transmit a certified copy thereof to the mayor of the city of New York.

The Senate returned the bill (No. 55, Int. No. 55) entitled "An act to amend chapter seven hundred and forty-seven of the Laws of eighteen hundred and ninety-six, entitled 'An act to revise and consolidate the several acts in relation to the city of Kingston, to revise the charter of said city, and to establish a city court therein and define its jurisdiction and powers;' relative to the powers of the mayor," with a message that they have again passed the same.

Ordered, That the Clerk deliver said bill to the Governor.

The Senate returned the Assembly bill (No. 615, Senate reprint No. 717, Int. No. 286) entitled "An act to repeal the provision of the Village Law requiring village enumerations, and amending section forty thereof, in relation to the classification of villages," with a message that they have agreed to the request for a committee of conference, and have appointed as such committee on the part of the Senate Messrs. L'Hommedieu, Carpenter and Hasenflug.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 943, Int. No. 789) entitled "An act to authorize the rector, church-wardens and vestrymen of the Church of the Ascension in the city of New York, to increase the number of its vestrymen," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The privileges of the floor were extended to Messrs. Charles A. McCormick, Lawrence Callihan and Nicholas Hays.

A communication from the Governor was received and read, in the words following:

STATE OF NEW YORK—EXECUTIVE CHAMBER,  
ALBANY, March 22, 1906.

*To the Assembly:*

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment Assembly bill (No. 943, Int. No. 789) entitled "An act to authorize the rector, church-wardens and vestrymen of the Church of the Ascension, in the city of New York, to increase the number of its vestrymen."

FRANK W. HIGGINS.

On motion of Mr. Moreland, the House adjourned.

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FRIDAY, MARCH 23, 1906.

The House met pursuant to adjournment.

Prayer by Rev. James Boddy, Troy.

On motion of Mr. Moreland, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend sections seven hundred and ninety-eight and nine hundred and seventy-seven of the Code of Civil Procedure, relating to the service of pleadings, and dates of issue" (No. 845, Rec. No. 193), which was read the first time and referred to the committee on codes.

"An act to amend the Code of Civil Procedure relative to inventories and accounts of committees of incompetent persons confined in State hospitals" (No. 614, Rec. No. 194), which was read the first time and referred to the committee on codes.

"An act to amend section two hundred and forty-a of the Tax Law in relation to reports of the State Comptroller and the payment to the State Treasurer of taxes on taxable transfers"

(No. 683, Rec. No. 195), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to amend the charter of the city of New Rochelle in relation to the police force of said city and the compensation thereof, and in relation to the city engineer and the commissioners of public works" (No. 848, Rec. No. 196), which was read the first time and referred to the committee on affairs of cities.

"An act to amend the County Law relating to county jails" (No. 847, Rec. No. 197), which was read the first time and referred to the committee on internal affairs.

"An act to amend the Military Code, relative to uniforms and equipments for the National Guard and Naval Militia" (No. 831, Rec. No. 198), which was read the first time and referred to the committee on military affairs.

"An act to change the title of chapter five hundred and twenty-three of the Laws of eighteen hundred and ninety, entitled 'An act in relation to the office of sheriff of the city and county of New York,' to 'An act in relation to the office of sheriff of the county of New York,' and to amend said chapter, as amended by chapter six hundred and thirty-six of the Laws of eighteen hundred and ninety-seven" (No. 742, Rec. No. 199), which was read the first time and referred to the committee on affairs of cities.

"An act to regulate transfers of goods in bulk" (No. 376, Rec. No. 200), which was read the first time and referred to the committee on the judiciary.

"An act to amend chapter four hundred and eighteen of the Laws of eighteen hundred and ninety-seven, entitled 'An act in relation to liens constituting chapter forty-nine of the general laws,' as amended by chapter three hundred and fifty-four of the Laws of eighteen hundred and ninety-eight, and chapters two hundred and fifty-nine and six hundred and ninety-eight of the Laws of nineteen hundred and four, by adding thereto a section to be numbered one hundred and fifteen" (No. 600, Rec. No. 201), which was read the first time and referred to the committee on general laws.

"An act to reenact section three of the Labor Law, relative to



the hours of labor and the prevailing rate of wages" (No. 843, Rec. No. 202), which was read the first time and referred to the committee on labor and industries.

"An act to amend the Code of Civil Procedure, in relation to exemptions and executions" (No. 633, Rec. No. 203), which was read the first time and referred to the committee on codes.

"An act to amend the Insanity Law, relative to the examination of immigrants at the port of New York, and the alien and non-resident insane in the State of New York to ascertain their mental condition" (No. 846, Rec. No. 204), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Tax Law in relation to taxable transfers" (No. 424, Rec. No. 205), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to amend chapter one hundred and seventy-five of the Laws of eighteen hundred and seventy-three, entitled 'An act to amend the charter of the Missionary Society of the Methodist Episcopal Church'" (No. 849, Rec. No. 206), which was read the first time and referred to the committee on charitable and religious societies.

"An act to authorize the city of Auburn to issue bonds to provide for the constructing and equipping of a new grammar school and an addition to the high school, and enlarging their premises and for improving other school buildings" (No. 857, Rec. No. 207), which was read the first time and referred to the committee on affairs of cities.

Mr. Eckmann introduced a bill entitled "An act to amend the municipal court act, section forty-six, relative to a petition for pauper summons" (Int. No. 1310), which was read the first time and referred to the committee on the judiciary.

Mr. Foelker introduced a bill entitled "An act to repeal chapter five hundred and sixty-one of the Laws of eighteen hundred and eighty-eight, entitled 'An act to incorporate the Lewiston Water Supply Company in Niagara county, New York'" (Int. No. 1311), which was read the first time and referred to the committee on the judiciary.

Also, "An act to repeal chapter three hundred and sixty-six of the Laws of eighteen hundred and eighty-nine, entitled 'An act to incorporate the Buffalo and Niagara Power and Drainage Company'" (Int. No. 1312), which was read the first time and referred to the committee on the judiciary.

Also, "An act to repeal chapter one hundred and six of the Laws of eighteen hundred and eighty-six, entitled 'An act to incorporate the Lockport Water Supply Company'" (Int. No. 1313), which was read the first time and referred to the committee on the judiciary.

Also, "An act to repeal chapter two hundred and fifty nine of the Laws of eighteen hundred and ninety-one, entitled 'An act to incorporate the Niagara County Irrigation and Water Supply Company'" (Int. No. 1314), which was read the first time and referred to the committee on the judiciary.

Also, "An act to repeal chapter seven hundred and twenty-two of the Laws of eighteen hundred and ninety-four, entitled 'An act to incorporate the Niagara, Lockport and Ontario Power Company'" (Int. No. 1315), which was read the first time and referred to the committee on the judiciary.

Also, "An act to repeal chapter six hundred and seventeen of the Laws of eighteen hundred and seventy-four, entitled 'An act to incorporate the Lewiston Water Works Company'" (Int. No. 1316), which was read the first time and referred to the committee on the judiciary.

Mr. A. B. Gray introduced a bill entitled "An act to amend the Highway Law, in relation to the removal of obstructions, construction and repair of bridges and purchase of tools, et cetera" (Int. No. 1317), which was read the first time and referred to the committee on internal affairs.

Mr. Green introduced a bill entitled "An act to amend the Penal Code relative to misdemeanors at or in connection with political caucuses, primary elections and conventions" (Int. No. 1318), which was read the first time and referred to the committee on codes.

Mr. Knapp introduced a bill entitled "An act to repeal section seventy-five-a of the Forest, Fish and Game Law" (Int. No. 1319), which was read the first time and referred to the committee on fisheries and game.

Mr. Lupton introduced a bill entitled "An act to amend the Town Law, relating to highway commissioners" (Int. No. 1320), which was read the first time and referred to the committee on internal affairs.

Mr. Volk introduced a bill entitled "An act to amend the Highway Law, in relation to poll taxes in towns under the money system" (Int. No. 1321), which was read the first time and referred to the committee on internal affairs.

Mr. G. H. Whitney introduced a bill entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of James Flynn against the State for damages alleged to have been sustained by him, and to render judgment therefor" (Int. No. 1322), which was read the first time and referred to the committee on claims.

The committee on Indian affairs introduced a bill entitled "An act to amend the Indian Law, generally" (Int. No. 1323), which was read the first time and referred to the committee on ways and means.

Mr. Phillips introduced a bill entitled "An act to amend the Code of Civil Procedure, in relation to the voluntary dissolution of a corporation" (Int. No. 1324), which was read the first time and referred to the committee on codes.

Also, "An act to amend the Code of Civil Procedure relative to trial of issues of fact arising in proceedings in surrogate's court and regulating appeals therefrom" (Int. No. 1325), which was read the first time and referred to the committee on codes.

Also, "An act to legalize the issue and sale of bonds of the village of Wellsville, Allegany county, for the purpose of raising money for paving streets, and authorizing the payment of such bonds" (Int. No. 1326), which was read the first time and referred to the committee on affairs of villages.



Mr. Wemple introduced a bill entitled "An act to extend the time for the completion of the New York Canadian Pacific Railway" (Int. No. 1327), which was read the first time and referred to the committee on railroads.

By unanimous consent, Mr. Agnew introduced a bill entitled "An act to amend the Real Property Law relative to acknowledgments and proofs in foreign countries" (Int. No. 1328), which was read the first time and referred to the committee on the judiciary.

By unanimous consent, Mr. Chamberlain introduced a bill entitled "An act to provide for the publication of the Session Laws from eighteen hundred and two to eighteen hundred and twelve, inclusive" (Int. No. 1329), which was read the first time and referred to the committee on ways and means.

By unanimous consent, Mr. Oglesby introduced a bill entitled "An act to amend chapter four hundred and sixteen of the Laws of eighteen hundred and ninety-three, entitled 'An act in relation to the city court of Yonkers,' and the several acts amendatory thereof and supplemental thereto" (Int. No. 1330), which was read the first time and referred to the committee on affairs of cities.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Fowler (No. 1140, Int. No. 944), entitled "An act to amend chapter seven hundred and forty-seven of the Laws of eighteen hundred and ninety-six, entitled 'An act to revise and consolidate the several acts in relation to the city of Kingston, to revise the charter of said city, and to establish a city court therein and define its jurisdiction and powers,' relative to the redivision and creation of wards in said city, and relative to officers therein."

Also, Assembly bill introduced by Mr. Hapeman (No. 1476, Int. No. 1181), entitled "An act to authorize the city of Auburn to issue bonds to provide for the constructing and equipping of a new grammar school and an addition to the high school, and enlarging their premises and for improving other school buildings."

Also, Assembly bill introduced by Mr. A. E. Lee (No 1502, Int. No. 1202), entitled "An act to amend chapter one hundred and twenty of the Laws of eighteen hundred and eighty-six, entitled 'An act to revise the charter of the city of Lockport,' and the several acts amendatory thereof and supplemental thereto in relation to the payment of the bond of the city treasurer, and to the amounts to be raised by general taxation for the purposes of the board of health, and for the purpose of garbage collection."

Also, Assembly bill introduced by Mr. Lansing (No. 1411, Int. No. 1138), entitled "An act to amend chapter three hundred and fifty-nine of the Laws of eighteen hundred and ninety-seven, entitled 'An act to incorporate the city of Rensselaer,' in relation to official bonds."

Also, Assembly bill introduced by Mr. Hartman (No. 1500, Int. No. 1200), entitled "An act authorizing the board of education of the city of New York to provide for the construction of swimming pools and the employment of instructors thereat."

Also, Assembly bill introduced by Mr. Stanley (No. 1507, Int. No. 1207), entitled "An act to amend the Tenement-House Act in relation to buildings of a certain character."

Also, Assembly bill introduced by Mr. Lewis (No. 1559, Int. No. 1222), entitled "An act to amend chapter three hundred and ninety-four of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Oswego,' generally."

Also, Assembly bill introduced by Mr. Bird (No. 1385, Int. No. 1146), entitled "An act to amend the Greater New York charter relative to the retirement from service of officers, clerks, and employees in Bellevue and allied hospitals."

Also, Assembly bill introduced by Mr. Francis (No. 1408, Int. No. 1134), entitled "An act to amend the Greater New York charter, in relation to who may share in the relief fund of the fire department."

Also, Assembly bill introduced by Mr. Cohalan (No. 987, Int. No. 826), entitled "An act to authorize the police commissioner of the city of New York. in his discretion, to reopen and reconsider the resignation of Harry A. Carrigan, as a member of the

police department and force of the city of New York, and to appoint, reappoint, reinstate and restore him as a patrolman in the police department and force of said city."

Also, Assembly bill introduced by Mr. Lewis (No. 1364, Int. No. 1107), entitled "An act authorizing the common council of the city of Fulton to audit certain claims and to raise money for paying the same."

Also, Assembly bill introduced by Mr. Hammond (No. 1377, Int. No. 1120), entitled "An act in relation to certain contracts and assessments for local improvements in the city of Syracuse."

Also, Assembly bill introduced by Mr. Gunderman (No. 992, Int. No. 831), entitled "An act to amend chapter two hundred and twelve of the Laws of eighteen hundred and eighty-eight, entitled 'An act to incorporate the city of Ithaca,' relative to assessments for improvements and issuing bonds."

Also, Assembly bill introduced by Mr. Gunderman (No. 790, Int. No. 685), entitled "An act to establish and maintain a department of creeks, drainage and parks in and for the city of Ithaca."

Also, Assembly bill introduced by Mr. Gunderman (No. 409, Int. No. 385), entitled "An act to amend chapter two hundred and twelve of the Laws of eighteen hundred and eighty-eight, entitled 'An act to incorporate the city of Ithaca,' relative to taxes and assessments."

Also, Assembly bill introduced by Mr. Wedemeyer (No. 298, Int. No. 298), entitled "An act for the relief of the minor daughter of Joseph Parker, a volunteer fireman, whose death resulted from injuries received by him while in the actual performance of his duties, and while a member of Granite Hook and Ladder Company, Number two, a volunteer fire company of the city of New York."

Also, Assembly bill introduced by Mr. Wedemeyer (No. 297, Int. No. 297), entitled "An act for the relief of Richard Davis, a volunteer fireman, for injuries received while a member of Richmond Hook and Ladder Company Number four, a volunteer fire company of the city of New York."

Also, Assembly bill introduced by Mr. O'Neill (No. 103, Int.



No. 103), entitled "An act authorizing the comptroller of the city of New York to hear, audit, determine and allow the alleged claim of the Narragansett Machine Company for furnishing to the park board of said city **goods**, wares and merchandise for use in the parks of the city of New York, borough of the Bronx, and to provide payment of such claim."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was recommitted Assembly bill introduced by Mr. Green (No. 1041, Int. No. 582), entitled "An act to amend the Greater New York charter, being chapter three hundred and seventy-eight of the Laws of eighteen hundred and ninety-seven, as amended."

Also, recommitted Assembly bill introduced by Mr. W. I. Lee (No. 1546, Int. No. 946), entitled "An act to abolish and remove Kings county potter's field situated in Kings county."

Also, recommitted Assembly bill introduced by W. I. Lee (No. 1544, Int. No. 861), entitled "An act to abolish and remove the New York City Home for the Aged and Infirm, Brooklyn division."

Retaining their places on the order of second reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bills ordered restored to their place on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill (No. 1433, Int. No. 1136) introduced by Mr. F. J. Gray, entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg" and the acts amending the same,' generally," reported in favor of the passage of the same, with the following amendments:

Page 2, line 11, underscore the word "qualify".

Page 10, underscore lines 6 to 15 inclusive.

J. L. BURNETT.

*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill (No. 1378, Int. No. 1121) introduced by Mr. Hammond, entitled "An act to amend chapter six hundred and eighty-one of the Laws of nineteen hundred and five, entitled 'An act to supplement the provisions of law relating to the department of finance of the city of Syracuse,' relative to the audit of claims against the city," reported in favor of the passage of the same with the following amendment:

On page 2, line 3, strike out the word "therefore" and insert in place thereof "therefor".

J. L. BURNETT,  
*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill (No. 1261, Int. No. 1036) introduced by Mr. Evans, entitled "An act to amend chapter six hundred and fifty of the Laws of nineteen hundred and four, entitled 'An act to revise the charter of the city of Rome, as amended by chapter fourteen of the Laws of nineteen hundred and five, as amended by chapter four hundred and sixty-eight of the Laws of nineteen hundred and five, relative to revising several sections of said chapter,'" reported in favor of the passage of the same with the following amendments:

Page 8, line 9, strike out "Clerk" and insert "office attendant".

Page 8, line 10, strike out "office attendant" and insert "Clerk".

Page 8, line 11, strike out "Clerk" and insert "office attendant".

Page 8, line 12, strike out "office attendant" and insert "Clerk".

Page 8, line 14, strike out "Clerk" and insert "office attendant".

Page 8, strike out lines 15 to 23 inclusive.

J. L. BURNETT,  
*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill (No. 1103, Int. No. 912) introduced by Mr. Hackett, entitled "An act to authorize and provide for the erection and maintenance of an additional public hospital in the city of New York," reported in favor of the passage of the same with the following amendments:

Page 1, line 5, strike out the words "section two".

Page 6, line 5, after the word "hospitals" insert "on behalf of the city of New York".

J. L. BURNETT,  
*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill (No. 224, Int. No. 224) introduced by Mr. Hackett, entitled "An act to provide for the laying out of a public park or playground in the city of New York, between Thirty-fourth and Forty-fourth streets and west of Tenth avenue," reported in favor of the passage of the same with the following amendment:

Page 1, line 3, strike out the word "shall" and insert "may or when authorized by the board of estimate and apportionment".

J. L. BURNETT,  
*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill (No. 1350, Int. No. 1096) introduced by Mr. O'Neill, entitled "An act to amend the Greater New York charter relative to the department of correction," reported in favor of the passage of the same, with the following amendment:

On page 2, at the end of line 22, insert the following:

"Each and every warden, deputy warden, jail keeper, van driver, matron, cook, laundress, cleaner and bookkeeper, whom on the first day of March, nineteen hundred and six (1906) was em-



ployed as such in and about the Kings, Queens and Richmond County jails and who shall continue to be so employed at the time of the transfer of said jail to the department of correction of the city of New York by virtue of this section; and who shall prior thereto have successfully passed a non-competitive civil service examination under the civil service law in accordance with the rules and regulations prepared by the municipal civil service commission, shall be retained and assigned to perform the same service in the same institution in which they are employed at the time the department of correction shall have assumed the control and management of the several buildings now used as jails in the counties of Kings, Queens and Richmond."

J. L. BURNETT,  
*Chairman.*

which report was agreed to and said bill ordered reprinted as amended, and placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Prentice (No. 1290, Int. No. 1065), entitled "An act to amend chapter four hundred and thirty-two of the Laws of nineteen hundred and four, entitled 'An act to regulate the keeping of employment agencies in cities of the first and second class where fees are charged for procuring employment or situations,'" reported the same with the following amendments:

Page 2, line 6, insert letter "r" in word "pesons".

Page 2, line 13, beginning with the word "by" strike out all down to and including the word "exclusively" in line 15, and in place thereof insert "exclusively for procuring employment for persons as teachers, and in recognized educational institutions only, as occupants of technical or executive positions;"

Page 5, line 20, strike out "teachers agencies".

Page 8, lines 25 and 26, strike out "teachers agencies".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Burnett, from the committee on affairs of cities, to which was referred Assembly bill introduced by Mr. Harvey (No. 1342, Int. No. 1088), entitled "An act to authorize the paving of Glenmore avenue in the borough of Brooklyn," reported the same with the following amendments:

Page 1, line 2, after the word "empowered" insert "in its discretion".

Page 1, line 9, after the word "for" insert "if such improvement is ordered".

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Burnett, from the committee on affairs of cities, to which was referred Senate bill introduced by Mr. Hill (No. 726, Rec. No. 158), entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of extending and improving the supply of water to the city and its inhabitants."

Also, Senate bill introduced by Mr. Hill (No. 725, Rec. No. 157), entitled "An act to amend chapter five hundred and forty-eight of the Laws of nineteen hundred and five, entitled 'An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing school lots and erecting, completing and enlarging school buildings.'"

Also, Senate bill introduced by Mr. Riordan (No. 707, Rec. No. 163), entitled "An act to authorize the payment of the claim of James A. Russell for services rendered the city of New York."

Also, Senate bill introduced by Mr. Barnes (No. 636, Rec. No. 149), entitled "An act authorizing the city of Troy to borrow not to exceed two hundred thousand dollars for the water-works department of said city and to use for general purposes in the water-works department a portion of the proceeds of the sale of bonds dated September first, nineteen hundred and five, issued under chapter five hundred and seventy-six, Laws of eighteen hundred and ninety-three, and amendatory acts."

Also, Senate bill introduced by Mr. Tully (No. 579, Rec. No. 130), entitled "An act to amend chapter one hundred and forty-two of the Laws of nineteen hundred and five, entitled 'An act to revise the charter of the city of Corning,' generally."

Also, Senate bill introduced by Mr. Tully (No. 551, Rec. No. 129), entitled "An act to establish and maintain a water department in and for the city of Corning."

Also, Senate bill introduced by Mr. Gardner (No. 545, Rec. No. 121), entitled "An act to equalize the salaries of the court officers and messenger of the Kings county surrogate's court with the court attendants of the county court of Kings county."

Also, Senate bill introduced by Mr. Barnes (No. 534, Rec. No. 99), entitled "An act to authorize the city of Troy to borrow money and to provide for the payment of the same."

Also, Senate bill introduced by Mr. Foley (No. 524, Rec. No. 155), entitled "An act to amend section thirteen hundred and seventy-four of the Greater New York charter relative to the clerk of the board of justices of the municipal court."

Also, Senate bill introduced by Mr. Carpenter (No. 506, Rec. No. 79), entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' as amended by chapter two hundred and two of the Laws of nineteen hundred and one, relating to the salary of the commissioner of charities of said city."

Reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr. Burnett, from the committee on affairs of cities, to which was referred Senate bill introduced by Mr. Carpenter (No. 734, Rec. No. 152), entitled "An act to amend title four of chapter six hundred and thirty-five of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Yonkers,' by adding a new section authorizing the issue of revenue bonds and certificates of indebtedness," reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

On motion of Mr. Oglesby, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Oglesby, and by unanimous consent, said bill was read the third time, having been printed and upon the desks



of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present

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NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hamn	Miller	Smith M F
Allen F E	Cunningham	Hapeman	Mills	Smith Myron
Allen J G	DeGroot	Harawitz	Moreland	Sprenger
Apgar	Donohue	Harte	Murphy	Stanley
Averill	Dowling	Hartman	Nevins	Steele
Baldwin	Draper	Hastings	Nolan	Steffens
Bass	Eagleton	Hoffman	Oglesby	Story
Becker	Eckmann	Hooker	Oliver	Surpless
Beebe	Evans	Hooper	O'Neill	Thompson
Bernstein	Farnan	Hubbs	Palmer G M	Tompkins
Bird	Feth	Kavanagh	Palmer S J	Volk
Bisland	Filley	Keyes	Patton	Waddell
Bohan	Fish	Knapp	Phillips	Wade
Boshart	Foelker	Krulewitch	Pratt	Wainwright
Brady	Foster	Lansing	Prentice	Weber
Brennan	Fowler	LaFetra	Quinn	Wedemeyer
Burnett	Francis	Lee A E	Rock	Wells
Burns	Fritz	Lee W I	Rogers	Wemple
Burzynski	Gates	Lewis	Salomon	West
Carnochan	Grattan	Long	Santee	Whitley
Carrier	Gray A B	Lupton	Schmitt	Whitney F G
Caughlan	Gray F J	Lynch	Schoeneck	Whitney G H
Chamberlain	Green	Maher	Schwegler	Williams
Charles	Gregory	Maier	Scovill	Wilson
Cohalan	Gundermann	Matthews	Shanahan	Winters
Colne	Gurnett	McGuire	Shuttleworth	Wood
Coon	Hackett	Mead	Smith A E	Yale
Cowan	Hammond	Merriitt	Smith J E	Young
Cox				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

Mr. Burnett, from the committee on affairs of cities, to which was referred Senate bill introduced by Mr. Elsborg (No. 304, Rec. No. 38), entitled "An act to amend the Greater New York charter, relative to regulating the use of streets, by amending section fifty thereof," reported the same with the following amendments:

On page 1, line 3, after the word "one" insert the words "and by chapter six hundred and twenty-nine of the laws of nineteen hundred and five,"

On page 1, line 7, strike out comma after the word "animals".

On page 1, line 8, substitute the word "vehicles" for the word "horses".

On page 2, line 5, strike out the word "the" before the word "purposes".

On page 2, line 25, before and after the word "street" insert quotation marks; after the word "plural" insert the word "thereof".

On page 3, line 1, after the word "terms" insert quotation marks.

On page 3, line 2, after the word "place" insert quotation marks.

On page 3, line 3, substitute the word "Wherever" for the word "Whenever"; before and after the word "vehicle" insert quotation marks.

On page 3, line 15, after the word "premises" insert period in brackets; underline semicolon.

On page 4, line 7, capitalize the letter "t" in the word "the" before the word "City".

On page 4, line 13, capitalize the letter "t" in the word "the" before the word "City".

On page 4, line 20, after the word "aldermen" insert "But no ordinance hereafter adopted or power hereafter exercised by the board of aldermen shall limit, apply to or affect any franchise, grant, contract or resolution in the nature of a franchise hereafter made, approved or authorized by the board of estimate and apportionment as in this act provided, or by the board of rapid transit railroad commissioners of The City of New York."

and request that said bill be recommitted to said committee, which report was agreed to and said bill ordered reprinted and recommitted to said committee.

Mr. Bedell, from the committee on claims, to which was referred Assembly bill introduced by Mr. Becker (No. 1465, Int. No. 1170), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Margaret Weishem against the State for damages alleged to have been sustained by her and to render judgment therefor."

Also, Assembly bill introduced by Mr. Stanley (No. 1050, Int.

No. 872), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of John L. Moriarty against the State of New York for damages for personal injuries alleged to have been sustained by him while serving as a member of the National Guard of the State of New York," reported in favor of the passage of the same without amendment, which report was agreed to and said bills placed on the order of second reading.

Mr Bedell, from the committee on claims, to which was referred Senate bill introduced by Mr. Carpenter (No. 468, Rec. No. 118), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the owners of certain lands in township number five, Brown's tract, Herkimer county, against the State for damages alleged to have been sustained by them, and to render judgment therefor," reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. West, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed.

"An act to amend the Greater New York charter, relating to the office of coroner." (No. 1578, Int. No. 970.)

"An act to amend chapter fourteen of the Laws of eighteen hundred and eighty, entitled 'An act to further amend chapter one hundred and forty-three of the Laws of eighteen hundred and sixty-one, entitled "An act to amend and consolidate the several acts in relation to the charter of the city of Rochester,"' and to consolidate therewith the several acts in relation to the charter of said city." (No. 1577, Int. No. 945.)

"An act to amend chapter four hundred and twenty-one of the Laws of nineteen hundred and four, entitled 'An act to enable the village of Watkins, and the water and sewer commissioners thereof to borrow money for the construction and maintenance of an electric or other improved lighting system.'" (No. 1574, Int. No. 779.)



"An act to amend chapter two hundred and twenty-five of the Laws of nineteen hundred and one, entitled 'An act to incorporate the city of Oneida,' in relation to officers who shall not act as attorney or counsel against the city, and to amend section fourteen of said act in relation to the salaries of chief of police and patrolmen." (No. 1575, Int. No. 446.)

"An act to amend chapter one hundred and twenty-eight of the laws of eighteen hundred and ninety-nine, entitled 'An act to incorporate the city of New Rochelle,' in relation to the official bonds of city officers." (No. 1576, Int. No. 938.)

"An act to amend chapter one hundred and five of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' relating to pensions to members of the police force of said city." (No. 1583, Int. No. 962.)

"An act to amend chapter three hundred and forty-seven of the Laws of eighteen hundred and ninety, entitled 'An act to provide for the payment of the cost and expenses of the construction of a trunk sewer on the east side of the Genesee river in the city of Rochester, by the issue of bonds of said city, and providing for the payment of said bonds by local assessments.'" (No. 1582, Int. No. 1071.)

"An act to amend chapter nine hundred and five of the Laws of eighteen hundred and ninety-six, entitled 'An act to incorporate the city of Watervliet,' relative to local assessments." (No. 1581, Int. No. 1058.)

"An act to make the office of sheriff of the county of Queens a salaried office and regulating the management of said office." (No. 1580, Int. No. 1054.)

"An act to amend the Code of Civil Procedure, relative to fees of jurors." (No. 1579, Int. No. 1014.)

"An act to amend chapter three hundred and sixty-two of the Laws of eighteen hundred and ninety-seven, entitled 'An act to make the office of sheriff of Yates county a salaried office, in part, and to regulate the management of said office,' in relation to appointments by sheriff, and fixing compensation." (No. 1100, Int. No. 909.)

"An act to establish a ferry from and to Gunnison's landing in the town of Crown Point, Essex county, across Lake Champlain to and from a point in the east shore of said Lake Champlain, in the town of Bridgport, in the State of Vermont, called Brook's." (No. 1194, Int. No. 988.)

"An act to amend the Forest, Fish and Game Law, in relation to the close season for hares and rabbits in certain counties." (No. 1185, Int. No. 979.)

"An act to authorize the village of Sea Cliff to lease certain lands owned by said village." (No. 1562, Int. No. 1225.)

"An act to legalize the elections held by the voters of union free school district number one of the town of Bolivar, Allegany county, New York, on the fifth day of July, nineteen hundred and four, and on the twenty-second day of September, nineteen hundred and five, for the purpose of raising certain moneys; and to legalize certain proceedings and obligations resulting therefrom." (No. 1367, Int. No. 1110.)

"An act to amend the Military Code, relative to uniforms and equipments for the National Guard and Naval Militia." (No. 1489, Int. No. 1189.)

"An act to amend the Military Code, relative to the composition and strength of the National Guard and Naval Militia." (No. 1469, Int. No. 1174.)

"An act in relation to unpaid taxes, and sales for unpaid taxes in the towns, villages and school districts in the county of Richmond, as the same existed prior to January first, eighteen hundred and ninety-eight, the time of the taking effect of the Greater New York charter." (No. 736, Int. No. 655.)

"An act to amend the Forest, Fish and Game Law, in relation to lake trout in Dutchess county." (No. 898, Int. No. 762.)

"An act to amend the Forest, Fish and Game Law, relative to fishing through the ice in the waters of Wappinger's creek." (No. 944, Int. No. 790.)

The bill (No. 1460) entitled "An act to amend chapter five hundred and fifty of the Laws of eighteen hundred and ninety-

five, entitled 'An act in relation to a biennial school census' " (Int. No. 1164), was read the second time.

On motion of Mr. Hammond, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 670) entitled "An act to amend chapter one hundred and seventy-eight of the Laws of eighteen hundred and thirty-four, entitled 'An act to incorporate the Long Island Railroad Company,' relating to rates of toll" (Int. No. 609), was read the second time.

On motion of Mr. Miller, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 354) entitled "An act to amend chapter nine hundred and nine of the Laws of eighteen hundred and ninety-six, entitled 'An act in relation to the elections, constituting chapter six of the general laws,' relating to recounting and recanvassing the votes and judicial investigation of ballots cast at elections heretofore and hereafter held" (Int. No. 320), having been announced for a second reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 723) entitled "An act to legalize, in certain respects, the action of certain officers of the county of Clinton and town of Altona, in relation to the levy of taxes in said county for a town charge of Altona for the year nineteen hundred and five, and validating the taxroll and warrant issued for collecting the same" (Int. No. 642), was read the second time.

On motion of Mr. Knapp, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1086) entitled "An act to incorporate the American Baptist Publication Society" (Int. No. 895), was read the second time.

On motion of Mr. Dowling, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1161) entitled "An act to release to Hugh McAnespy all the right, title and interest of the people of the State



of New York in and to certain real estate" (Int. No. 963), was read the second time.

On motion of Mr. Mead, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1197) entitled "An act to provide for the retaxation by the Appellate Division of the Supreme Court of the State of New York for the second judicial department of the claim of Nelson J. Waterbury, Junior, as surviving partner of the firm of N. J. and N. J. Waterbury, Junior, for services rendered by them for the city of New York in the trial of the claim of George R. Sheldon, as assignee of William H. DeForrest, under the provisions of chapter four hundred and ninety of the Laws of eighteen hundred and eighty-three entitled 'An act to provide new reservoirs, dams and a new aqueduct with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water' and the acts amendatory thereof" (Int. No. 991), was read the second time.

On motion of Mr. Stanley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1333) entitled "An act to authorize the trustees of the Manor Cemetery Company to sell its lands embracing the Manor cemetery of the town of Cortlandt, Westchester county, New York, remove remains therefrom, and distribute the proceeds of sale" (Int. No. 1079), was read the second time.

On motion of Mr. Apgar, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 400) entitled "An act to amend section three, chapter nine of the Laws of nineteen hundred and one, entitled 'An act to create a Department of Labor and the office of Commissioner of Labor, and abolishing the offices of Commissioner of Labor Statistics and Factory Inspector, and the State Board of Mediation and Arbitration,' relative to deputy commissioners of labor" (Int. No. 376), was read the second time.

On motion of Mr. F. E. Allen, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 891) entitled "An act to provide for purchasing a site for new buildings for the Oswego State Normal and Training School and making an appropriation therefor" (Int. No. 755), was read the second time.

On motion of Mr. Lewis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1418) entitled "An act to authorize the Comptroller of the State of New York to hear and determine the application of Arthur Dreyer, for the cancellation of a tax sale made by the said comptroller in the year eighteen hundred and ninety-five against lot number twenty on map of property on the north shore of Staten Island belonging to John C. Thompson, situated in the former town of Northfield, now the third ward of the borough of Richmond, county of Richmond and State of New York" (Int. No. 1145), was read the second time.

On motion of Mr. Wedemeyer, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 932) entitled "Concurrent resolution of the Senate and Assembly proposing amendment to article seven of the Constitution relating to the diversion of the waters of Niagara river" (Int. No. 778), was read the second time.

On motion of Mr. Cox, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1326) entitled "An act to amend chapter one hundred and forty-seven of the Laws of nineteen hundred and three, entitled 'An act making provision for issuing bonds to the amount of not to exceed one hundred and one million dollars for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and three,' and the acts supplementary thereto and amendatory thereof, in relation to interest on the compensation and damages allowed to land owners" (Int. No. 623), having been announced for a second reading,

On motion of Mr. Lynch, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1570) entitled "An act to amend the Railroad Law, in relation to street railway tickets" (Int. No. 228), was read the second time.

On motion of Mr. Krulewitz, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1552) entitled "An act to amend the County Law in relation to women prisoners and their children in county jails and penitentiaries" (Int. No. 1215), was read the second time.

On motion of Mr. Cunningham, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1499) entitled "An act enabling the board of supervisors of the county of Ontario to appoint and pay a county bacteriologist" (Int. No. 1199), was read the second time.

On motion of Mr. Burnett, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1463) entitled "An act to amend chapter five hundred and ninety-four of the Laws of eighteen hundred and ninety-nine, entitled 'An act authorizing boards of supervisors to acquire the rights, franchises and property of individuals and corporations exacting toll for the use of turnpikes, plank roads and bridges'" (Int. No. 1168), having been announced for a second reading,

Mr. G. H. Whitney moved to amend as follows:

Page 2, line 7, strike out the word "Stillwater" and insert "Waterford".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Said bill, as amended, was then read the second time, and on motion of Mr. G. H. Whitney, was ordered reprinted and placed on the order of third reading and referred to the committee on revision.

The bill (No. 1424) entitled "An act to allow a vote to be taken by the qualified electors of the town of Bethany, in the county of Genesee, at the general election in the year nineteen hundred and six, authorizing an additional tax for highway purposes" (Int. No. 1153), was read the second time.



On motion of Mr. Hooker, said bill was placed on the order of third reading.

On motion of Mr. Hooker, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

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NOES 00

Those who voted in the affirmative were:

Allen F E	DeGroot	Harte	Moreland	Smith M F
Allen J G	Donohue	Hartman	Murphy	Smith Myron
Averill	Dowling	Harvey	Nevins	Sprenger
Baldwin	Draper	Hastings	Norton	Stanley
Bass	Eagleton	Hoffman	Oglesby	Steele
Becker	Eckmann	Hooker	Oliver	Steffens
Beebe	Evans	Hooper	O'Neill	Story
Bernstein	Farnan	Hubbs	Palmer G M	Surpless
Bisland	Filley	Kavanagh	Palmer S J	Volk
Boshart	Fish	Keyes	Phillips	Waddell
Brady	Foelker	Knapp	Pratt	Wade
Brennan	Foster	Krulewitch	Prentice	Wainwright
Burnett	Fowler	Lansing	Quinn	Weber
Burzynski	Francis	LaFetra	Reilly	Wedemeyer
Campbell	Gates	Lee A E	Rock	Wells
Carnochan	Grady	Lee W I	Salomon	West
Carrier	Grattan	Lewis	Sammon	Whitley
Caughlan	Gray F J	Lupton	Santee	Whitney F G
Charles	Green	Maher	Schmitt	Whitney G H
Cohalan	Gregory	Maier	Schoeneck	Williams
Colne	Gurnett	Matthews	Scovill	Wilson
Coon	Hackett	Mead	Shanahan	Winters
Cowan	Hammond	Merritt	Shuttleworth	Wood
Cox	Hamn	Miller	Smith A E	Yale
Crosley	Hapeman	Mills	Smith J E	Young
Cunningham	Harawitz			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1423) entitled "An act to legalize the official acts of the assessors, supervisors, town board, and collector, of the town of Bethany, in the county of Genesee, and of the board of supervisors of the county of Genesee, in relation to taxes during the years nineteen hundred and five and nineteen hundred and six, and to authorize the expenditure of a portion of said

taxes for certain purposes" (Int. No. 1152), was read the second time.

On motion of Mr. Hooker, said bill was placed on the order or third reading.

On motion of Mr. Hooker, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 123

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hackett	Nevins	* Smith J E
Allen F E	Cox	Hamn	Nolan	Smith Myron
Allen J G	Crosley	Hapeman	Norton	Sprenger
Apgar	Cunningham	Harawitz	Oglesby	Stanley
Averill	DeGroot	Hartman	Oliver	Steele
Baldwin	Donohue	Hastings	O'Neill	Steffens
Bass	Dowling	Hooker	Palmer G M	Story
Becker	Draper	Hooper	Palmer S J	Surpless
Bedell	Dressing	Hubbs	Patton	Volk
Beebe	Evans	Kavanagh	Phillips	Waddell
Bernstein	Farnan	Keyes	Pratt	Wade
Bisland	Filley	Knapp	Prentice	Wainwright
Bohan	Fish	Krulewitch	Quinn	Weber
Boshart	Foelker	LaFetra	Reilly	Wedemeyer
Brady	Foster	Lee A E	Rock	Wemple
Brennan	Francis	Lee W I	Rogers	West
Burns	Fritz	Lewis	Salomon	Whitley
Burzynski	Gates	Lupton	Sammon	Whitney F G
Carnochan	Grady	Maher	Santee	Whitney G H
Carrier	Grattan	Maier	Schoeneck	Williams
Caughlan	Gray A B	Matthews	Scovill	Winters
Chamberlain	Gray F J	Mead	Shanahan	Wood
Charles	Green	Merritt	Shuttleworth	Yale
Colne	Gregory	Miller	Smith A E	Young
Coon	Gunderman	Moreland		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1278) entitled "An act to amend the County Law, in relation to cemetery trusts" (Int. No. 1051), was read the second time.

On motion of Mr. F. G. Whitney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 167) entitled "An act to amend the Town Law relating to appeals from town board to board of supervisors" (Int. No. 167), was read the second time.

On motion of Mr. Knapp, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1484) entitled "An act providing for the removal to the Monroe county hospital of persons held under arrest in Monroe county, but not convicted, who are presumably insane or in need of hospital treatment" (Int. No. 1184), was read the second time.

On motion of Mr. Averill, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1462) entitled "An act to amend the State Charities Law relative to commitment to the New York State Training School for Girls" (Int. No. 1166), was read the second time.

On motion of Mr. Mead, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1380) entitled "An act to amend the Primary Election Law relative to transcribing enrollments" (Int. No. 1123), having been announced for a third reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1379) entitled "An act to amend chapter one hundred and ninety-four of the Laws of eighteen hundred and ninety-seven, entitled 'An act creating a commissioner of jurors for each county of the State having a population of more than one hundred and fifty thousand and less than one hundred and ninety thousand, and regulating and prescribing his duties,' relative to the drawing or jurors" (Int. No. 1122), was read the second time.

On motion of Mr. Hammond, said bill was placed on the order of third reading and referred to the committee on revision.



The Senate bill (No. 449) entitled "An act to amend chapter one hundred and sixty-five of the Laws of eighteen hundred and ninety-eight, entitled 'An act for the registration of all persons duly admitted and licensed to practice as attorney at law, or as attorneys and counselors at law in the courts of record of this State,' by dispensing with the necessity of publishing annually a certified copy of the official register" (Rec. No. 133), was read the second time.

On motion of Mr. G. H. Whitney, said bill was placed on the order of third reading.

The Senate bill (No. 587) entitled "An act to admit to the State bar examination John L. Snyder, a Seneca Indian" (Rec. No. 107), was read the second time.

On motion of Mr. Maier, said bill was placed on the order of third reading.

The Senate bill (No. 552) entitled "An act authorizing the board of supervisors of Wyoming county to appropriate moneys to provide quarters for grand army posts" (Rec. No. 128), was read the second time.

On motion of Mr. Averill, said bill was placed on the order of third reading.

The Senate bill (No. 339) entitled "An act to authorize the Comptroller of the State to hear and determine the application of John Brown for cancellation of the tax sale made by the Comptroller in eighteen hundred and ninety-five of lot twenty-five, Small's patent, town of Moriah, county of Essex" (Rec. No. 111), was read the second time.

On motion of Mr. Hooper, said bill was placed on the order of third reading.

The Senate bill (No. 74) entitled "An act to authorize the justices of the Appellate Division of the Supreme Court in the second judicial department to appoint two typewriter operators, and to provide for their compensation" (Rec. No. 69), was read the second time.

On motion of Mr. Shanahan, said bill was placed on the order of third reading.

The Senate bill (No. 447) entitled "An act to extend the time of the Danbury and Harlem Traction Company to complete the construction of its road and extensions and to put the same in operation" (Rec. No. 82), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading.

The Senate bill (No. 655) entitled "An act to legalize and confirm the certificate of incorporation and the incorporation of the Cooperstown and Mohawk Valley Railway Company and the proceedings taken and had under or in pursuance of said certificate" (Rec. No. 134), having been announced for a second reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the second reading calendar for Monday next.

The bill (No. 1356) entitled "An act to amend chapter seven hundred and thirty-seven of the Laws of nineteen hundred and five, entitled 'An act to establish a Commission of Gas and Electricity with power to regulate the price of gas and electric light and certain other electric services, and to provide for the control and supervision of gas, electric light, and other electric corporations and making an appropriation therefor'" (Int. No. 1102), having been announced for a third reading,

Mr. Moreland moved that said bill be recommitted to the committee on electricity, gas and water supply, with instructions to report the same forthwith amended as follows:

Page 2, line 17, strike out all down to and including line 7 on page 4, and insert the following and underscore the same:

"The commission shall have power to purchase materials, apparatus and measuring instruments, establish rules and regulations, fix standards, and prescribe and collect reasonable fees in connection with the examination, testing and sealing of gas and electric meters.

"Upon application by any customer or by any corporation or person furnishing any gas or electric meter, for an examination and test of such meter, the commission shall cause an examination and test of such meter to be made, in the presence of the customer if desired. The fee prescribed for such examination and test, and all expense of removal and replacing of such meter

shall, in the first instance, be paid by the applicant; but if upon the application of a customer the meter is found to be incorrect beyond the limits prescribed by the commission, the corporation or person furnishing such meter shall pay such fee and such expense of removal and replacing to the commission, to be repaid by it to the customer. Fees collected by the commission and not returned by it to the customer as above provided, may be expended by the commission in carrying out the provisions of this act."

Page 4, line 8, strike out "3" and insert "2",

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Agnew, from the committee on electricity, gas and water supply, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The bill (No. 1584) entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-eight, entitled 'An act for the government of cities of the second class,' relative to official papers" (Int. No. 837), having been announced for a third reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The bill (No. 1573) entitled "An act to amend section eighteen of the Greater New York charter, relative to the salaries of the aldermen" (Int. No. 498), having been announced for a third reading,

On motion of Mr. G. M. Palmer, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

The bill (No. 1540) entitled "An act to amend the Village Law relative to poles and wires upon or conduits under street railways thereon" (Int. No. 784), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the



affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 124

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hapeman	Miller	Smith Myron
Allen F E	Cunningham	Harawitz	Mills	Sprenger
Allen J G	Donohue	Harte	Moreland	Stanley
Apgar	Dowling	Hastings	Murphy	Steele
Averill	Draper	Hoffman	Nevins	Steffens
Bass	Evans	Hooker	Nolan	Story
Becker	Farnan	Hooper	Oglesby	Surpless
Beebe	Feth	Hubbs	O'Neill	Thompson
Bernstein	Filley	Kavanagh	Palmer G M	Tompkins
Bird	Fish	Keyes	Palmer S J	Waddell
Bisland	Foelker	Knapp	Phillips	Wade
Bohan	Foster	Krulewitch	Pratt	Wainwright
Boshart	Fowler	Lansing	Prentice	Weber
Brady	Francis	LaFetra	Rock	Wedemeyer
Burnett	Fritz	Lee A E	Rogers	Wells
Burns	Gates	Lee W I	Salomon	West
Burzynski	Grattan	Lewis	Santee	Whitley
Carnochan	Gray A B	Long	Schmitt	Whitney F G
Caughlan	Gray F J	Lupton	Schoeneck	Whitney G H
Chamberlain	Green	Lynch	Schwegler	Williams
Charles	Gregory	Maher	Scovill	Wilson
Cohalan	Gunderman	Maier	Shuttleworth	Winters
Colne	Gurnett	Matthews	Smith A E	Wood
Coon	Hackett	McGuire	Smith J E	Young
Cox	Hamn	Mead	Smith M F	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1572) entitled "An act to revise the charter of the city of Hornellsville and to change the name thereof" (Int. No. 526), having been announced for a third reading,

Mr. Santee moved that said bill be recommitted to the committee on affairs of cities, with instructions to report the same forthwith amended as follows:

Page 6, line 4, after "act" insert ", except that the common council shall appoint the city attorney and city clerk."

Page 16, line 24, after "safety" insert "and board of public works".

Page 24, line 18, strike out "twenty" and insert "thirty".

Page 27, line 16, strike out all of line up to "to cause".

Page 32, line 1, after "He shall be" insert "when required".

Page 32, line 3, strike out all of line after "act;" also on line 4 "city." Also, strike out "nine" and insert "eight".

Page 34, line 10, strike out "ten" and insert "twelve".

Page 40, line 15, after "debt" insert "other than the interest on water bonds".

Page 61, line 17, after "yearly" insert "raise by a general tax and".

Page 61, line 18, strike out all of line after "hospital".

Page 61, line 19, strike out up to "the sum".

Page 63, line 11, strike out "hereinafter" and insert "hereinbefore".

Page 74, line 1, insert after "law" "except that the board shall pay to the treasurer of the Firemen's Home Association of the state of New York ten per centum of the amount received from the two per centum tax under the insurance law of the state or any amendment thereof for the support or maintenance of the volunteer firemen's Home at Hudson, N. Y."

Page 94, line 8, after "works" strike out rest of line, and on line 9, strike out up to "shall".

Page 94, line 12, after "same" insert "subject to the limitations of appropriations for such work".

Pages 96, 97, and 98, strike out the whole of section 156, title VIII, and insert "156. Subject to the restrictions in this title contained the board of public works shall have the power to employ any part of the street fund not deemed necessary for repairing, and cleaning streets, cross walks and bridges, in sprinkling, grading, curbing, guttering, paving and macadamizing any street, alley, lane, highway or public ground, other than parks or any part thereof, such work shall be done by or under the directions of the board of public works, and pursuant to its plans.

"When the board of public works, with the approval of the common council shall deem it advisable to expend an additional sum of money in sprinkling, paving, macadamizing or otherwise improving any of the streets, bridges, alleys, lanes, highways or public grounds of the city, the expense of such sprinkling, paving and macadamizing shall be paid by special tax upon the city at large and collected in the same manner, or as nearly as may be and with the fees prescribed in this act for the collection of general city taxes.

The expense of all sprinkling, curbing, guttering, paving or macadamizing of streets and other ways and places shall be defrayed by special tax upon the real estate adjacent and contiguous to that part of the street sprinkled, graded, curbed, guttered, paved or macadamized and upon the owners thereof according to the number of lineal feet of such real estate owned by each person on said street or parts thereof. Except that the city at large shall pay the expense of sprinkling, paving and macadamizing the crossings of streets and other ways and

except that the city at large shall not pay more than two-thirds of the total cost or expense of macadamizing, including curbing and guttering, of any street or part thereof, and not more than one-eighth of the total cost of paving, including curbing and guttering of any street or part thereof.

And the common council of such city shall have power to raise by tax such additional amounts provided the same shall have been voted by a majority of the tax payers of said city entitled to vote and voting on a proposition to raise the same at an annual or special meeting called for that purpose; and except that every street railway now or hereafter operated in said city shall be taxed for and shall pay the expense of paving or macadamizing that portion of every street or otherway paved or macadamized covered by said railway, and between the tracks, and a space of one foot in width outside of and adjoining its tracks on both sides, and no part of the expense of paving or macadamizing any street or otherway or part of a street or otherway, shall be taxed upon any lands not adjacent and contiguous to that part of the street or otherway paved or macadamized except as herein otherwise provided."

Page 98, strike out the whole of section 157, after the word "macadamized" in line 8, and insert: "The common council shall assess the expense of such sprinkling, curbing, guttering, paving or macadamizing against such lands and owners adjacent and contiguous to that part of the street or otherway, sprinkled, curbed, guttered, paved or macadamized such portion of the expense as shall be proportioned to the value of such real estate owned by each person and upon all street railways the portion of expense as shall be proportioned to the value of such real estate owned by each person and upon all street railways the portion of expense hereinbefore mentioned, all of said assessments being determined by the actual survey of the engineer in charge of the work or from the maps and figures in the office of the board of public works or both, and if necessity require from the records of the county clerk or copies thereof."

Page 101, line 7, after "changed" insert "except for the purpose of correcting error or making necessary improvements in the general drainage plan of the city, and except the same shall be done at the expense of the city at large".

Page 101, after "changed" line 7, strike out the rest of section 158.

Page 101, line 24, after "petition the" insert "board of public works therefor".

Page 101, strike out "common" on line 24 and line 25.

Page 104, line 8, after "works" insert "shall be"; also after "appointed" insert "by the mayor with the consent of the common council".



Page 107, line 5, strike out line after "works", also all of line 6 and line 7 up to "The city".

Page 107, line 18, strike out all of line after "thereon" and all of line 19.

Page 128, line 4, strike out all of line after "health".

Page 128, line 5, change "the" at beginning of line to "The"; also, after "Hornell" insert "shall be appointed by the board of health".

Page 128, line 15, after "city" insert "The board of health shall appoint an inspector of plumbing at a salary of sixty (\$60.00) dollars per month and shall prescribe his powers and duties as such inspector. He shall also perform such duties with reference to sewers and other inspection of public works as may be required of him by the board of public works and without further or additional compensation therefor, he shall not engage in any other business or occupation that will interfere with any of the duties required of him."

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Mr. Burnett, from the committee on affairs of cities, reported said bill amended as directed, and the same was ordered reprinted and placed on the order of third reading.

The Senate bill (No. 719) entitled "An act to amend the Military Code, relative to armories" (Rec. No. 156), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hartman	Murphy	Smith Myron
Allen F E	Cunningham	Hastings	Nolan	Sprenger
Allen J G	DeGroot	Hooker	Oglesby	Steele
Baldwin	Donohue	Hooper	Oliver	Steffens
Bass	Draper	Hubbs	Palmer G M	Story
Becker	Eagleton	Keyes	Palmer S J	Surpless
Beebe	Eckmann	Knapp	Patton	Thompson
Bernstein	Evans	Krulewitch	Phillips	Tompkins
Bird	Farnan	Lansing	Pratt	Volk
Bohan	Feth	LaFetra	Prentice	Waddell
Boshart	Filley	Lee W I	Quinn	Wainwright

Brady	Foelker	Lewis	Rock	Weber
Brennan	Fowler	Long	Rogers	Wedemeyer
Burnett	Francis	Lupton	Salomon	Wells
Burns	Grattan	Lynch	Santee	Wemple
Burzynski	Gray A B	Maher	Schmitt	West
Carnochan	Gray F J	Maier	Schooneck	Whitley
Carrier	Green	Matthews	Schwegler	Whitney F G
Caughlan	Gregory	McGuire	Scovill	Whitney G H
Chamberlain	Gurnett	Mead	Shanahan	Williams
Charles	Hackett	Merritt	Shuttleworth	Winters
Colne	Hammond	Miller	Smith A E	Wood
Coon	Hamn	Mills	Smith J E	Yale
Cowan	Hapeman	Moreland	Smith M F	Young
Cox	Harte			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 718) entitled "An act to amend the Forest, Fish and Game Law, relative to the close season for deer" (Rec. No. 148), having been announced for a third reading,

On motion of Mr. Bisland, and by unanimous consent, said bill was ordered placed on the third reading calendar for Monday next.

Mr. Nevins offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 860, Int. No. 741) entitled "An act relating to the collection of taxes in the town of Castile, in the county of Wyoming," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 23, 1906.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 505, Rec. No. 96) entitled "An act to amend chapter four hundred and sixty-eight of the Laws of eighteen hundred and ninety, known as the Highway Law, in relation to limitations upon laying out highways," for the purpose of amendment.

By order of the Senate.

LAFAYETTE B. GLEASON, *Clerk.*

Mr Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 23, 1906.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 290, Rec. No. 185) entitled "An act to amend chapter five hundred and seventy-two of the Laws of nineteen hundred and two, entitled 'An act to revise and amend an act to incorporate the city of Middletown and the acts amendatory thereof, in relation to boundaries,' " for the purpose of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON,

*Clerk.*

Mr Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate sent for concurrence a resolution, in the words following:

IN SENATE, ALBANY, *March 23, 1906.*

Resolved (if the Assembly concur), That a respectful message be sent to the Governor, requesting the return of Senate bill (No. 439, Rec. No. 71), entitled "An act to legalize the action of a meeting of the village of Rouses Point in adopting a resolution relating to the organization of a public free library and authorizing the library trustees of said village to accept the conditions of a certain will," for the purpose of amendment.

By order of the Senate,

LAFAYETTE B. GLEASON,

*Clerk.*

Mr Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate,



with a message that the Assembly have concurred in the passage of the same.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 1111, Int. No. 290) entitled "An act to provide for rebuilding the New York State Normal College at Albany, authorizing an exchange of sites and making an appropriation therefor," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the bill (No. 396, Senate reprint No. 678, Int. No. 159) entitled "An act to authorize the Comptroller to receive, admit and credit to the county treasurer of the county of Sullivan arrears of taxes upon lands of nonresidents, in said county, for the years nineteen hundred and two and nineteen hundred and three."

Ordered, That the Clerk deliver said bill to the Governor.

A communication from the Governor was received and read in the words following:

STATE OF NEW YORK, EXECUTIVE CHAMBER,  
ALBANY, March 23, 1906.

*To the Assembly:*

Pursuant to concurrent resolution of the Senate and Assembly, herewith is returned for amendment, Assembly bill (No. 1111, Int. No. 290) entitled "An act to provide for rebuilding the New York State Normal College at Albany, authorizing an exchange of sites and making an appropriation therefor."

FRANK W. HIGGINS.

On motion of Mr. Moreland, the House adjourned.

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MONDAY, MARCH 26, 1906.

The House met pursuant to adjournment.

Prayer by Rev. Charles W. Heisler.

On motion of Mr. Moreland, the reading of the Journal of Friday, March 23, 1906, was dispensed with and the same was approved.

Mr. Speaker presented the sixth annual report of the Com-

missioners of the Palisades Interstate Park, which was laid upon the table and ordered printed.

(See Document No. 56.)

Mr. Campbell introduced a bill entitled "An act to amend chapter four hundred and twenty-three of the Laws of eighteen hundred and ninety-six, entitled 'An act to preserve forever the New York and Albany post road as a State public highway,' relative to including the village of Hastings and Dobbs Ferry in Westchester county in the locations exempted from the provisions of said act" (Int. No. 1331), which was read the first time and referred to the committee on internal affairs.

Mr. Lansing introduced a bill entitled "An act to amend the Forest, Fish and Game Law, in relation to placing carp in Nassau lake, Rensselaer county" (Int. No. 1332), which was read the first time and referred to the committee on fisheries and game.

Mr. Wade introduced a bill entitled "An act to amend sections one hundred and eighty-one, one hundred and eighty-two and one hundred and ninety of the Tax Law in relation to the taxation of corporations" (Int. No. 1333), which was read the first time and referred to the committee on taxation and retrenchment.

Mr. Yale introduced a bill entitled "An act to amend section seven of chapter four hundred and ninety of the Laws of eighteen hundred and eighty-three, entitled 'An act to provide new reservoirs, dams and a new aqueduct with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water,' as amended by chapter five hundred and thirty-six of the Laws of eighteen hundred and ninety-six, relative to publication of notices in newspapers" (Int. No. 1334), which was read the first time and referred to the committee on electricity, gas and water supply.

Mr. Bisland introduced a bill entitled "An act authorizing the Superintendent of Public Works to repair and protect by restraining walls or otherwise, the banks and beds of the Neversink river within the town of Fallsburg, Sullivan county, New York, and making an appropriation therefor" (Int. No. 1335), which was

read the first time and referred to the committee on ways and means.

Also, "An act authorizing the Superintendent of Public Works to repair and protect by restraining walls or otherwise, the banks and bed of the Delaware river, and the properties and highways adjacent thereto, at the village of Barryville in the town of Highland, Sullivan county, New York, and to repair and extend such restraining wall, and making an appropriation therefor" (Int. No. 1336), which was read the first time and referred to the committee on ways and means.

Mr. Moreland introduced a bill entitled "An act making appropriations for construction, additions and improvements at the State hospitals for the insane" (Int. No. 1337), which was read the first time and referred to the committee on ways and means.

Mr. Steele introduced a bill entitled "An act to amend the Penal Code, relating to the unauthorized use of the name, title of officers, insignia, ritual or ceremonies of certain orders and societies, relating to honorary members" (Int. No. 1338), which was read the first time and referred to the committee on codes.

Mr. F. J. Gray introduced a bill entitled "An act to amend chapter eighty-seven of the Laws of eighteen hundred and ninety-three, entitled 'An act to amend chapter three hundred and thirty-five of the Laws of eighteen hundred and sixty-eight, entitled "An act to incorporate the city of Ogdensburg" and the acts amending the same,' generally" (Int. No. 1339), which was read the first time and referred to the committee on affairs of cities.

Also, "An act to amend chapter four hundred and fifty-four of the Laws of eighteen hundred and ninety-three, entitled 'An act to provide for the election of school commissioners of the city of Ogdensburg, and their term of office,' in relation to school commissioners and elections" (Int. No. 1340), which was read the first time and referred to the committee on affairs of cities.

Mr. Quinn introduced a bill entitled "An act to authorize the park commissioners of the city of Buffalo to improve the water front of said city, to lay out, extend and construct streets, piers, wharves, docks, slips and basins in Lake Erie and Niagara river,



for purposes of recreation, and to release to said city all the right, title and interest of the people of the State of New York in and to such lands under the waters of said lake and river as shall be necessary for the purposes aforesaid" (Int. No. 1341), which was read the first time and referred to the committee on affairs of cities.

Mr. W. I. Lee introduced a bill entitled "An act to authorize the erection of a fireproof children's museum building in the borough of Brooklyn, city of New York, in place of the present building, and the designation or acquisition of a site therefor, and to provide for the care and maintenance of the same" (Int. No. 1342), which was read the first time and referred to the committee on affairs of cities.

Mr. J. E. Smith introduced a bill entitled "An act to amend the Forest, Fish and Game Law, relative to close season for woodcock and grouse and for fur-bearing animals in Cattaraugus county" (Int. No. 1343), which was read the first time and referred to the committee on fisheries and game.

Mr. Patton introduced a bill entitled "An act to amend chapter eight hundred and sixteen of the Laws of eighteen hundred and ninety-five, entitled 'An act enlarging and modifying the powers of town officers in towns within counties having over three hundred thousand inhabitants, and providing for the public improvements within such town, excepting the counties of New York and Kings'" (Int. No. 1344), which was read the first time and referred to the committee on internal affairs.

By unanimous consent, Mr. Bohan introduced a bill entitled "An act to amend section three hundred and seventy-three of the Code of Criminal Procedure, as to number of peremptory challenges in a criminal case" (Int. No. 1345), which was read the first time and referred to the committee on codes.

Mr. Merritt, from the committee on general laws, to which was recommitted Assembly bill introduced by Mr. DeGroot (No. 804, Int. No. 697), entitled "An act to amend chapter one hundred and thirty-three of the Laws of eighteen hundred and forty-seven, entitled 'An act authorizing the incorporation of rural cemetery

associations,' in relation to thoroughfares of the city of New York," retaining its place on the order of second reading, reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered restored to its place on the order of second reading.

Mr. Merritt, from the committee on general laws, to which was referred Senate bill introduced by Mr. Hawkins (No. 598, Rec. No. 108), entitled "An act to amend section fifty-one of the Domestic Relations Law, being chapter forty-eight of the general laws," reported in favor of the passage of the same without amendment, which report was agreed to and said bill placed on the order of second reading.

Mr. Coon, from the committee on agriculture, to which was recommitted Assembly bill introduced by Mr. Fish (No. 975, Int. No. 178), entitled "An act to amend section one hundred and sixty-five of the Agricultural Law, entitled 'An act in relation to agriculture constituting articles one, two, three, four and five of chapter thirty-three of the general laws,'" reported in favor of the passage of the same without amendment, which report was agreed to and said bill ordered placed on the order of second reading.

Mr. Coon, from the committee on agriculture, to which was referred Assembly bill (No. 1091, Int. No. 900) introduced by Mr. Matthews, entitled "An act to amend the Agricultural Law, in relation to the sale at retail of renovated butter," reported in favor of the passage of the same, with the following amendment:

On page 3, line 13, strike out the words "conspicuously display," and strike out lines 14, 15 and 16.

which report was agreed to, and said bill ordered reprinted, as amended, and placed on the order of second reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Miller (No. 670, Int. No. 609), entitled "An act to amend chapter one hundred and seventy-eight of the Laws of eighteen hundred and thirty-four, entitled 'An act to incorporate the Long Island Railroad Company,' relating to rates of toll."

Also, the bill introduced by Mr. Lewis (No. 891, Int. No. 755), entitled "An act to provide for purchasing a site for new buildings for the Oswego State Normal and Training School and making an appropriation therefor."

Also, the bill introduced by Mr. Apgar (No. 1333, Int. No. 1079), entitled "An act to authorize the trustees of the Manor Cemetery Company to sell its lands embracing the Manor cemetery of the town of Cortlandt, Westchester county, New York, remove remains therefrom, and distribute the proceeds of sale."

Also, the bill introduced by Mr. Wedemeyer (No. 1418, Int. No. 1145), entitled "An act to authorize the Comptroller of the State of New York to hear and determine the application of Arthur Dreyer, for the cancellation of a tax sale made by the said Comptroller in the year eighteen hundred and ninety-five against lot number twenty on map of property on the north shore of Staten Island belonging to John C. Thompson, situated in the former town of Northfield, now the Third ward of the borough of Richmond, county of Richmond and State of New York."

Also, the bill introduced by Mr. Stanley (No. 1197, Int. No. 991), entitled "An act to provide for the retaxation by the Appellate Division of the Supreme Court of the State of New York for the second judicial department of the claim of Nelson J. Waterbury, Junior, as surviving partner of the firm of N. J. and N. J. Waterbury, Junior, for services rendered by them for the city of New York in the trial of the claim of George R. Sheldon, as assignee of William H. deForrest, under the provisions of chapter four hundred and ninety of the Laws of eighteen hundred and eighty-three, entitled 'An act to provide new reservoirs, dams and a new aqueduct with the appurtenances thereto, for the purpose of supplying the city of New York with an increased supply of pure and wholesome water,' and the acts amendatory thereof."

Also, the bill introduced by Mr. F. G. Whitney (No. 1278, Int. No. 1051), entitled "An act to amend the County Law, in relation to cemetery trusts."

Also, the bill introduced by Mr. Knapp (No. 723, Int. No. 642), entitled "An act to legalize, in certain respects, the action of



certain officers of the county of Clinton and town of Altona, in relation to the levy of taxes in said county for a town charge of Altona for the year nineteen hundred and five, and validating the taxroll and warrant issued for collecting the same."

Also, the bill introduced by Mr. Mead (No. 1161, Int. No. 963), entitled "An act to release to Hugh McAnespy, all the right, title and interest of the people of the State of New York in and to certain real estate."

Also, the bill introduced by Mr. Averill (No. 1484, Int. No. 1184), entitled "An act providing for the removal to the Monroe county hospital of persons held under arrest in Monroe county, but not convicted, who are presumably insane or in need of hospital treatment."

Also, the bill introduced by Mr. Burnett (No. 1499, Int. No. 1199), entitled "An act enabling the board of supervisors of the county of Ontario to appoint and pay a county bacteriologist."

Also, the bill introduced by Mr. Cunningham (No. 1552, Int. No. 1215), entitled "An act to amend the County Law in relation to women prisoners and their children in county jails and penitentiaries."

Also, the bill introduced by Mr. Hammond (No. 1379, Int. No. 1122), entitled "An act to amend chapter one hundred and ninety-four of the Laws of eighteen hundred and ninety-seven, entitled 'An act creating a commissioner of jurors for each county of the State having a population of more than one hundred and fifty thousand and less than one hundred and ninety thousand, and regulating and prescribing his duties,' relative to the drawing of jurors."

Also, the bill introduced by Mr. Mead (No. 1462, Int. No. 1166), entitled "An act to amend the State Charities Law relative to commitment to the New York State Training School for Girls."

Also, the bill introduced by Mr. F. E. Allen (No. 400, Int. No. 376), entitled "An act to amend section three, chapter nine of the Laws of nineteen hundred and one, entitled 'An act to create a department of labor and the office of Commissioner of

Labor, and abolishing the offices of Commissioner of Labor Statistics and Factory Inspector, and the State Board of Mediation and Arbitration,' relative to deputy commissioners of labor."

Also, the bill introduced by Mr. Krulewicz (No. 1570, Int. No. 228), entitled "An act to amend the Railroad Law, in relation to street railway tickets."

Reported the same without recommendations, which report was agreed to and said bills ordered engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Hammond (No. 1460, Int. No. 1164), entitled "An act to amend chapter five hundred and fifty of the Laws of eighteen hundred and ninety-five, entitled 'An act in relation to biennial school census,'" reported the same with the following recommendations:

Amend title by striking out period at end of title and adding ", relative to taking school census."

Page 1, line 2, after "ninety-five" insert "entitled 'An act in relation to a biennial school census'" and lines 2 and 3 strike out "so as".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Dowling (No. 1086, Int. No. 895), entitled "An act to incorporate the American Baptist Publication Society," reported the same with the following recommendations:

Page 1, lines 1, 6, 7, capitalize "publication" and "society", and in title.

Page 2, add "§ 4. This act shall take effect immediately."

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Knapp (No. 167, Int. No. 167), entitled "An act to amend the Town Law relating to appeals from town board to board of supervisors," reported the same with the following recommendations:

Amend title by inserting a comma after "law."

Page 1, line 3, strike out "known as the town law," and insert "entitled 'An act in relation to towns, constituting chapter twenty of the general laws,'" also strike out "so as".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. West, from the committee on printed and engrossed bills, reported the following bills as correctly printed or engrossed:

"An act to amend chapter one hundred and twelve of the Laws of eighteen hundred and ninety-six. (No. 1624, Int. No. 975.)

"An act to amend the Insanity Law, relative to the support and maintenance of patients in State hospitals." (No. 1625, Int. No. 1005.)

"An act to amend chapter five hundred and eighty of the Laws of nineteen hundred and two, entitled 'An act in relation to the municipal court of the city of New York, its officers and marshals,' relative to jurors and trials by jurors." (No. 1622, Int. No. 852.)

"An act to amend chapter one hundred and fifteen of the Laws of eighteen hundred and ninety-eight, entitled 'An act to provide for the improvement of the public highways,' in relation to connecting highways through villages." (No. 1627, Int. No. 351.)

"An act to amend the County Law, relative to the appointment of assistant district attorneys for the county of Westchester." (No. 1628, Int. No. 554.)

"An act to create and establish a policemen's relief and pension fund for the police department of the city of Utica and authorizing the granting and payment of relief and pensions to the officers and members of said department entitled thereto." (No. 1630, Int. No. 845.)

"An act to amend chapter two hundred and fourteen of the Laws of eighteen hundred and eighty-eight, entitled 'An act to revise the charter of the city of Binghamton,' relative to funds to be raised for certain purposes." (No. 1623, Int. No. 903.)

"An act to amend the Greater New York charter, relative to the publication and distribution of reports of city departments." (No. 1620, Int. No. 791.)



"An act to amend chapter five hundred and fifty-three of the Laws of eighteen hundred and ninety-five, entitled 'An act in relation to the Supreme Court in the first judicial district and the Appellate Division thereof,' making provision for the appointment by said Appellate Division in the first department of official referees and for their compensation." No. 1626, Rec. No. 91.)

"An act to amend the Labor Law, relative to information to be furnished the commissioner of labor." (No. 1629, Int. No. 187.)

"An act to amend the Greater New York charter, relative to the department of health pension fund." (No. 1621, Int. No. 796.)

"Concurrent resolution of the Senate and Assembly proposing an amendment to sections one and two of article fourteen of the Constitution, relating to the adoption of constitutional amendments or a Constitution by the people." (No. 1600, Int. No. 585.)

The bill (No. 1326) entitled "An act to amend chapter one hundred and forty-seven of the Laws of nineteen hundred and three, entitled 'An act making provision for issuing bonds to the amount of not to exceed one hundred and one million dollars for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and three,' and the acts supplementary thereto and amendatory thereof, in relation to interest on the compensation and damages allowed to land owners" (Int. No. 623), was read the second time.

On motion of Mr. G. H. Whitney, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1380) entitled "An act to amend the Primary Election Law relative to transcribing enrollments" (Int. No. 1123), was read the second time.

On motion of Mr. Schoeneck, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1397) entitled "An act relative to the city court of the city of New York" (Int. No. 819), having been announced for a second reading,

Mr. Agnew moved to amend as follows:

On page 1, line 3, after the "." insert "Justices; their general duties." On line 6, after "court" insert " , ". On page 2, line 3, after "action" insert " , ". On line 9 after the period, insert the following: "Clerk, deputy clerk and assistants". On page 3, line 8, strike out "seventeen" and insert "twenty-one". On line 14, strike out "five" and insert "seven". On line 17, strike out "fifteen" and insert "seventeen". On line 18, after the "." insert the following: "The Governor shall appoint within sixty days after this act takes effect, four persons to hold office as justices of the said City Court of New York. Each of said persons so appointed by the Governor shall be vested with all the authority now exercised by a justice of the City Court of New York, and shall hold office until the thirty-first of December nineteen hundred and seven." On line 20, after the word "purchase" insert " , ". On line 22, after the word "New York" insert " . ". On lines 22 and 23 strike out "and the commissioner of public works" and insert "The officers, boards, departments or other proper authorities."-

On page 4, line 12, after the word "paid" insert " ; ". On line 17, after the word "city" insert "and county".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 925) entitled "An act to amend the Code of Civil procedure relative to pleadings in civil actions" (Int. No. 650), was read the second time.

On motion of Mr. Shanahan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1220) entitled "An act to amend the Code of Civil Procedure relative to inventories and accounts of committees of incompetent persons confined in State hospitals" (Int. No. 1003), was read the second time.

On motion of Mr. Merritt, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 902) entitled "An act to amend section seven hundred and ninety-one, subdivision three-a of the Code of Civil Procedure" (Int. No. 766), was read the second time.

On motion of Mr. Wells, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 730) entitled "An act to amend the Code of Civil Procedure relative to the trial of issues" (Int. No. 649), was read the second time.

On motion of Mr. Shanahan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1320) entitled "An act to amend 'An act in relation to the traffic in liquors, and for the taxation and regulation of the same, and to provide for local option, constituting chapter twenty-nine of the general laws'" (Int. No. 552), having been announced for a second reading,

On motion of Mr. Shanahan, and by unanimous consent, said bill was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 1398) entitled "An act to amend chapter seven hundred and four of the Laws of nineteen hundred and one, being an act, entitled 'An act to make the office of the clerk of the county of Kings a salaried office and regulating the management of said office'" (Int. No. 890), was read the second time.

On motion of Mr. Sprenger, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1603) entitled "An act to amend the Civil Service Law, in relation to veterans" (Int. No. 571), having been announced for a second reading,

On motion of Mr. Shanahan, said bill was recommitted to the committee on general laws, retaining its place on the order of second reading.

The bill (No. 1632) entitled "An act to amend the Tax Law in relation to the taxation of debts secured by mortgages" (Int. No. 1037), having been announced for a second reading,

Mr. Wade moved to amend as follows:

After the word "cause" in line 26, on page 5, insert "provided however that nothing in this act contained shall be construed



as affecting in any manner any tax which, under chapter seven hundred and twenty-nine of the laws of nineteen hundred and five, becomes due and payable on or before the thirtieth day of June, nineteen hundred and six, or any tax which under section two hundred and ninety-five of chapter seven hundred and twenty-nine of the laws of nineteen hundred and five is to become due and payable on the thirtieth day of July, nineteen hundred and six. The lien for such taxes shall attach and such taxes shall be levied and collected as provided in chapter seven hundred and twenty-nine of the laws of nineteen hundred and five, anything herein contained to the contrary notwithstanding."

After the word "mortgage" in line 26, page 8, insert "any contract or agreement in respect to any mortgage obligation or deed of trust by which contract or agreement the mortgagor shall agree or be bound to pay the tax or any part thereof imposed by this article, shall be usurious and void, and no judgment shall be contained in any court tax imposed by this article when it shall be made to appear that there has at any time been any agreement that the mortgagor should pay such tax or any part thereof or that the mortgagor has made any payment in pursuance of any such agreement, except that a corporation making a mortgage or deed of trust to secure one or more series of bonds may pay the tax in and by this article imposed".

Mr. Patton moved to amend as follows:

On page 4, line 12, after the word "exemptives" strike out the bracket.

On page 5, line 18, after the word "article" strike out the bracket.

On same page and same line after the word "no" strike out the brackets before and after the word "other".

On same page, line 22, after the word "taxes" strike out the brackets before and after the word "hereinafter".

On same page, same line, strike out the brackets around the " , ,".

On same page, lines 22 and 23, strike out the words "by this article".

On motion of Mr. Shanahan, and by unanimous consent, said bill, with pending amendments, was ordered placed on the second reading calendar for Wednesday next.

The bill (No. 1140) entitled "An act to amend chapter seven hundred and forty-seven of the Laws of eighteen hundred and ninety-six, entitled 'An act to revise and consolidate the several acts in relation to the city of Kingston, to revise the charter

of said city, and to establish a city court therein and define its jurisdiction and powers,' relative to the redivision and creation of wards in said city, and relative to officers therein" (Int. No. 944), having been announced for a second reading,

Mr. Fowler moved to amend as follows:

Line 6 of title strike out all beginning with the word "relative" down to and including the word "therein" and insert in place thereof the word "generally".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 1476) entitled "An act to authorize the city of Auburn to issue bonds to provide for the constructing and equipping of a new grammar school and an addition to the high school, and enlarging their premises and for improving other school buildings" (Int. No. 1181), was read the second time.

On motion of Mr. Hapeman, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1502) entitled "An act to amend chapter one hundred and twenty of the Laws of eighteen hundred and eighty-six, entitled 'An act to revise the charter of the city of Lockport,' and the several acts amendatory thereof and supplemental thereto in relation to the payment of the bond of the city treasurer, and to the amounts to be raised by general taxation for the purposes of the board of health, and for the purpose of garbage collection" (Int. No. 1202), was read the second time.

On motion of Mr. A. E. Lee, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1411) entitled "An act to amend chapter three hundred and fifty-nine of the Laws of eighteen hundred and ninety-seven, entitled 'An act to incorporate the city of Rensselaer,' in relation to official bonds" (Int. No. 1138), was read the second time.

On motion of Mr. Lansing, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1500) entitled "An act authorizing the board of

education of the city of New York to provide for the construction of swimming pools and the employment of instructors thereat" (Int. No. 1200), was read the second time.

On motion of Mr. Hartman, said bill was placed on the order of third reading and referred to the committee on revision.

By unanimous consent, Mr. Stanley offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on affairs of cities be discharged from the further consideration of the Senate bill (No. 801, Rec. No. 190) entitled "An act to amend the Tenement-house act in relation to buildings of a certain character".

Mr. Speaker put the question whether the House would agree to said resolution and it was decided in the affirmative.

On motion of Mr. Stanley, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Stanley, said bill was referred to the committee on revision, to compare with the Assembly bill No. 1507, Int. No. 1207, same title and subject, now on the order of third reading, and report if the same are identical, and if found identical that said Senate bill be substituted for said Assembly bill.

The bill (No. 1507) entitled "An act to amend the Tenement-house Act in relation to buildings of a certain character" (Int. No. 1207), was read the second time.

On motion of Mr. Stanley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1559) entitled "An act to amend chapter three hundred and ninety-four of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Oswego,' generally" (Int. No. 1222), was read the second time.

On motion of Mr. Lewis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1385) entitled "An act to amend the Greater New York charter relative to the retirement from service of officers, clerks and employees in Bellevue and allied hospitals" (Int. No. 1146), was read the second time.



On motion of Mr. Bird, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1408) entitled "An act to amend the Greater New York charter, in relation to who may share in the relief fund of the fire department" (Int. No. 1134), was read the second time.

On motion of Mr. Francis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 987) entitled "An act to authorize the police commissioner of the city of New York, in his discretion, to reopen and reconsider the resignation of Harry A. Carrigan, as a member of the police department and force of the city of New York, and to appoint, reappoint, reinstate and restore him as a patrolman in the police department and force of said city" (Int. No. 826), was read the second time.

On motion of Mr. Cohalan, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1364) entitled "An act authorizing the common council of the city of Fulton to audit certain claims and to raise money for paying the same" (Int. No. 1107), was read the second time.

On motion of Mr. Lewis, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1377) entitled "An act in relation to certain contracts and assessments for local improvements in the city of Syracuse" (Int. No. 1120), was read the second time.

On motion of Mr. Hammond, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 992) entitled "An act to amend chapter two hundred and twelve of the Laws of eighteen hundred and eighty-eight, entitled 'An act to incorporate the city of Ithaca,' relative to assessments for improvements and issuing bonds" (Int. No. 831), was read the second time.

On motion of Mr. Gunderman, said bill was placed on the order of third reading.

On motion of Mr. Gunderman, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hammond	Merritt	Smith M F
Allen F E	Cox	Hamn	Miller	Smith Myron
Allen J G	Crosley	Hapeman	Mills	Stanley
Apgar	Cunningham	Harawitz	Moreland	Steele
Averill	DeGroot	Harte	Murphy	Steffens
Baldwin	Dowling	Hartman	Nevins	Story
Bass	Draper	Hastings	Norton	Surplless
Becker	Eagleton	Hoffman	Oglesby	Thompson
Beebe	Eckmann	Hooker	Oliver	Volk
Bernstein	Evans	Hooper	O'Neill	Waddell
Bird	Farnan	Hubbs	Palmer G M	Wade
Bisland	Filley	Kavanagh	Palmer S J	Wainwright
Bohan	Fish	Keyes	Patton	Weber
Boshart	Foelker	Knapp	Phillips	Wedemeyer
Brennan	Foster	Krulewitch	Pratt	Wells
Burnett	Fowler	Lansing	Prentice	Wemple
Burns	Francis	LaFetra	Rock	West
Burzynski	Gates	Lee A E	Rogers	Whitley
Campbell	Grady	Lee W I	Salomon	Whitney F G
Carnochan	Grattan	Lewis	Sammon	Whitney G H
Carrier	Gray A B	Lupton	Santee	Williams
Caughlan	Gray F J	Lynch	Schmitt	Wilson
Chamberlain	Green	Maher	Schoeneck	Winters
Charles	Gregory	Maier	Shanahan	Wood
Cohalan	Gunderman	Matthews	Shuttleworth	Yale
Colne	Gurnett	McGuire	Smith A E	Young
Coon	Hackett	Mead	Smith J E	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 790) entitled "An act to establish and maintain a department of creeks, drainage and parks in and for the city of Ithaca" (Int. No. 685), was read the second time.

On motion of Mr. Gunderman, said bill was placed on the order of third reading.

On motion of Mr. Gunderman, and by unanimous consent, said bill was read the third time, having been printed and upon

the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Mills	Smith A E
Allen F E	Crosley	Hamn	Moreland	Smith J E
Allen J G	Cunningham	Hapeman	Murphy	Smith Myron
Apgar	DeGroot	Harawitz	Nevins	Sprenger
Averill	Donohue	Hartman	Nolan	Stanley
Baldwin	Dowling	Hastings	Norton	Steele
Bass	Draper	Hoffman	Oglesby	Steffens
Becker	Dressing	Hooker	Oliver	Story
Bedell	Eagleton	Hooper	O'Neill	Surplless
Beebe	Evans	Hubbs	Palmer G M	Thompson
Bernstein	Farnan	Kavanagh	Palmer S J	Tompkins
Bird	Feth	Keyes	Patton	Volk
Bisland	Filley	Knapp	Phillips	Waddell
Bohan	Fish	Krulewitch	Pratt	Wainwright
Boshart	Foelker	Lansing	Prentice	Weber
Brady	Foster	LaFetra	Quinn	Wedemeyer
Brennan	Fowler	Lee A E	Reilly	Wells
Burnett	Francis	Lee W I	Rock	Wemple
Burns	Fritz	Lewis	Rogers	West
Burzynski	Gates	Lupton	Salomon	Whitley
Carnochan	Grady	Maher	Sammon	Whitney F G
Carrier	Grattan	Maier	Santee	Whitney G H
Caughlan	Gray A B	Matthews	Schoeneck	Williams
Chamberlain	Gray F J	McGuire	Schwegler	Wilson
Charles	Green	Mead	Scovill	Winters
Colne	Gregory	Merritt	Shanahan	Wood
Coon	Gunderman	Miller	Shuttleworth	Young
Cowan	Hackett			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 409) entitled "An act to amend chapter two hundred and twelve of the Laws of eighteen hundred and eighty-eight, entitled 'An act to incorporate the city of Ithaca,' relative to taxes and assessments" (Int. No. 385), was read the second time.

On motion of Mr. Gunderman, said bill was placed on the order of third reading.



On motion of Mr. Gunderman, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hammond	Merritt	Smith Myron
Allen F E	Cunningham	Hamn	Miller	Sprenger
Allen J G	DeGroot	Hapeman	Mills	Stanley
Apgar	Donohue	Harawitz	Moreland	Steffens
Averill	Dowling	Hartman	Murphy	Story
Baldwin	Draper	Hastings	Nevins	Surpless
Bass	Eagleton	Hoffman	Nolan	Thompson
Becker	Eckmann	Hooker	Oglesby	Tompkins
Beebe	Evans	Hooper	Oliver	Volk
Bernstein	Farnan	Hubbs	O'Neill	Waddell
Bird	Feth-	Kavanagh	Palmer G M	Wade
Bisland	Fille,	Keyes	Palmer S J	Wainwright
Bohan	Fish	Knapp	Patton	Weber
Boshart	Foelker	Krulewitch	Phillips	Wedemeyer
Brady	Foster	Lansing	Pratt	Wells
Brennan	Fowler	LaFetra	Quinn	Wemple
Burnett	Francis	Lee A E	Rock	West
Burzynski	Fritz	Lee W I	Rogers	Whitley
Carnochan	Gates	Lewis	Salomon	Whitney F G
Carrier	Grattan	Long	Santee	Whitney G H
Caughlan	Gray A B	Lupton	Schoeneck	Williams
Charles	Gray F J	Lynch	Schwegler	Wilson
Cohalan	Green	Maher	Scovill	Winters
Colne	Gregory	Maier	Shanahan	Wood
Coon	Gunderman	Matthews	Shuttleworth	Yale
Cowan	Gurnett	McGuire	Smith J E	Young
Cox	Hackett	Mead	Smith M F	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 298) entitled "An act for the relief of the minor daughter of Joseph Parker, a volunteer fireman, whose death resulted from injuries received by him while in the actual performance of his duties, and while a member of Granite Hook and Ladder Company number two, a volunteer fire company of the city of New York" (Int. No. 298), was read the second time.

On motion of Mr. Wedemeyer, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 297) entitled "An act for the relief of Richard Davis, a volunteer fireman, for injuries received while a member of Richmond Hook and Ladder Company number four, a volunteer fire company of the city of New York" (Int. No. 297), was read the second time.

On motion of Mr. Wedemeyer, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 103) entitled "An act authorizing the comptroller of the city of New York to hear, audit, determine and allow the alleged claim of the Narragansett Machine Company for furnishing to the park board of said city goods, wares and merchandise for use in the parks of the city of New York, borough of the Bronx, and to provide payment of such claim" (Int. No. 103), was read the second time.

On motion of Mr. O'Neill, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1465) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Margaret Weishem against the State for damages alleged to have been sustained by her and to render judgment therefor" (Int. No. 1170), was read the second time.

On motion of Mr. Becker, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1050) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of John L. Moriarty against the State of New York for damages for personal injuries alleged to have been sustained by him while serving as a member of the national guard of the State of New York" (Int. No. 872), was read the second time.

On motion of Mr. Stanley, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1041) entitled "An act to amend the Greater New York charter, being chapter three hundred and seventy-eight of the Laws of eighteen hundred and ninety-seven, as amended" (Int. No. 582), was read the second time.

On motion of Mr. Green, said bill was placed on the order of third reading and referred to the committee on revision.

The bill (No. 1546) entitled "An act to abolish and remove Kings county potter's field situated in Kings county" (Int No. 946), having been announced for a second reading,

Mr. W. I. Lee moved to amend as follows:

On page 1, line 2, by adding after the words "New York" the following: "in his discretion".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The bill (No. 1544) entitled "An act to abolish and remove the New York City Home for the Aged and Infirm, Brooklyn division" (Int. No. 861), having been announced for a second reading,

Mr. W. I. Lee moved to amend as follows:

On page 1, line 2, by adding after the words "New York" the following: "in his discretion".

Mr. Speaker put the question whether the House would agree to said motion, and it was decided in the affirmative.

Ordered, That said bill be reprinted and restored to the order of second reading.

The Senate bill (No. 68) entitled "An act to amend chapter one hundred and eighteen of the Laws of eighteen hundred and ninety-seven, entitled 'An act to make the office of county clerk of Oswego county a salaried office, and regulating the management of said office, and fixing the salary of said clerk and his assistants,' in relation to salary of miscellaneous clerk" (Rec. No. 23), was read the second time.

On motion of Mr. F. G. Whitney, said bill was placed on the order of third reading.

The Senate bill (No. 504) entitled "An act to legalize the proceedings of a meeting of the voters of union free school district number six, town of Cortlandt, county of Westchester, and to authorize the board of education of said district to issue bonds



to the amount of eighteen thousand dollars" (Rec. No. 75), was read the second time.

On motion of Mr. Fish, said bill was placed on the order of third reading.

On motion of Mr. Fish, and by unanimous, consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hackett	Merritt	Shuttleworth
Allen F E	Cox	Hammond	Miller	Smith A E
Allen J G	Crosley	Hamn	Mills	Smith J E
Apgar	Cunningham	Hapeman	Moreland	Smith Myron
Averill	DeGroot	Harawitz	Murphy	Sprenger
Baldwin	Donohue	Harte	Nevins	Stanley
Bass	Dowling	Hartman	Norton	Steele
Becker	Draper	Harvey	Oglesby	Steffens
Beebe	Eagleton	Hastings	Oliver	Story
Bernstein	Eckmann	Hoffman	O'Neill	Thompson
Bird	Evans	Hooker	Palmer G M	Volk
Bisland	Farnan	Hooper	Palmer S J	Waddell
Bohan	Filley	Hubbs	Patton	Wade
Brady	Fish	Kavanagh	Phillips	Wainwright
Brennan	Foelker	Keyes	Pratt	Weber
Burnett	Foster	Krulewitch	Prentice	Wells
Burns	Fowler	Lansing	Quinn	Wemple
Burzynski	Francis	LaFetra	Reilly	West
Campbell	Gates	Lee A E	Rock	Whitley
Carnochan	Grady	Lee W I	Rogers	Whitney F G
Carrier	Grattan	Lewis	Salomon	Whitney G H
Caughlan	Gray A B	Lupton	Sammon	Williams
Chamberlain	Gray F J	Lynch	Santee	Wilson
Charles	Green	Maher	Schmitt	Winters
Cohalan	Gregory	Maier	Schoeneck	Wood
Colne	Gunderman	Matthews	Scovill	Yale
Coon	Gurnett	McGuire	Shanahan	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 725) entitled "An act to amend chapter five hundred and forty-eight of the Laws of nineteen hundred

and five, entitled 'An act to authorize the city of Buffalo to issue its bonds for the purpose of purchasing school lots and erecting, completing and enlarging school buildings'' (Rec. No. 157), was read the second time.

On motion of Mr. Cox, said bill was placed on the order of third reading.

The Senate bill (No. 707) entitled "An act to authorize the payment of the claim of James A. Russell for services rendered the city of New York" (Rec. No. 163), was read the second time.

On motion of Mr. A. E. Smith, said bill was placed on the order of third reading.

On motion of Mr. A. E. Smith, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Moreland	Smith J E
Allen F E	Crosley	Hamn	Murphy	Smith Myron
Allen J G	Cunningham	Hapeman	Nevins	Sprenger
Apgar	DeGroot	Harawitz	Nolan	Stanley
Averill	Donohue	Hartman	Norton	Steele
Baldwin	Dowling	Hastings	Oglesby	Steffens
Bass	Draper	Hoffman	Oliver	Story
Becker	Dressing	Hooker	O'Neill	Surpless
Bedell	Eagleton	Hooper	Palmer G M	Thompson
Beebe	Evans	Hubbs	Palmer S J	Tompkins
Bernstein	Farnan	Kavanagh	Patton	Volk
Bird	Feth	Keyes	Phillips	Waddell
Bisland	Filley	Knapp	Pratt	Wade
Bohan	Fish	Krulewitch	Prentice	Wainwright
Boshart	Foelker	Lansing	Quinn	Weber
Brady	Foster	LaFetra	Reilly	Wedemeyer
Brennan	Fowler	Lee A E	Rock	Wells
Burnett	Francis	Lee W I	Rogers	Wemple
Burns	Fritz	Lewis	Salomon	West
Burzynski	Gates	Lupton	Sammon	Whitley

Carnochan	Grady	Maher	Santee	Whitney F G
Carrier	Grattan	Maier	Schoeneck	Williams
Caughlan	Gray A B	McGuire	Schwegler	Wilson
Chamberlain	Gray F J	Mead	Scovill	Winters
Charles	Green	Merritt	Shanahan	Wood
Colne	Gregory	Miller	Shuttleworth	Yale
Coon	Gunderman	Mills	Smith A E	Young
Cowan	Hackett			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 636) entitled "An act authorizing the city of Troy to borrow not to exceed two hundred thousand dollars for the water-works department of said city and to use for general purposes in the water-works department a portion of the proceeds of the sale of bonds dated September first, nineteen hundred and five, issued under chapter five hundred and seventy-six, Laws of eighteen hundred and ninety-three, and amendatory acts" (Rec. No. 149), was read the second time.

On motion of Mr. Lansing, said bill was placed on the order of third reading.

The Senate bill (No. 579) entitled "An act to amend chapter one hundred and forty-two of the Laws of nineteen hundred and five, entitled 'An act to revise the charter of the city of Corning,' generally" (Rec. No. 130), was read the second time.

On motion of Mr. Chamberlain, said bill was placed on the order of third reading.

The Senate bill (No. 551) entitled "An act to establish and maintain a water department in and for the city of Corning" (Rec. No. 129), was read the second time.

On motion of Mr. Chamberlain, said bill was placed on the order of second reading.

The Senate bill (No. 726) entitled "An act to authorize the city of Buffalo to issue its bonds for the purpose of extending and improving the supply of water to the city and its inhabitants" (Rec. No. 158), was read the second time.

On motion of Mr. Cox, said bill was placed on the order of third reading.



The Senate bill (No. 545) entitled "An act to equalize the salaries of the court officers and messenger of the Kings county surrogate's court with the court attendants of the county court of Kings county" (Rec. No. 121), was read the second time.

On motion of Mr. Murphy, said bill was placed on the order of third reading.

The Senate bill (No. 534) entitled "An act to authorize the city of Troy to borrow money and provide for the payment of the same" (Rec. No. 99), was read the second time.

On motion of Mr. Lansing, said bill was placed on the order of third reading.

The Senate bill (No. 524) entitled "An act to amend section thirteen hundred and seventy-four of the Greater New York charter relative to the clerk of the board of justices of the municipal court" (Rec. No. 155), was read the second time.

On motion of Mr. Thompson, said bill was placed on the order of third reading.

The Senate bill (No. 506) entitled "An act to amend chapter one hundred and eighty-two of the Laws of eighteen hundred and ninety-two, entitled 'An act to incorporate the city of Mount Vernon,' as amended by chapter two hundred and two of the Laws of nineteen hundred and one, relating to the salary of the commissioner of charities of said city" (Rec. No. 79), was read the second time.

On motion of Mr. Oglesby, said bill was placed on the order of third reading.

On motion of Mr. Oglesby, and by unanimous consent, said bill was read the third time, having been printed and on the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hammond	Merritt	Smith M F
Allen F E	Cunningham	Hamn	Miller	Smith Myron
Allen J G	DeGroot	Hapeman	Moreland	Sprenger
Apgar	Donohue	Harawitz	Murphy	Stanley
Baldwin	Dowling	Harte	Nevins	Steele
Bass	Draper	Hartman	Nolan	Steffens
Becker	Eagleton	Hastings	Oglesby	Story
Beebe	Eckmann	Hoffman	Oliver	Surpless
Bernstein	Evans	Hooker	O'Neill	Thompson
Bird	Farnan	Hooper	Palmer G M	Tompkins
Bisland	Feth	Hubbs	Palmer S J	Volk
Bohan	Filley	Kavanagh	Patton	Waddell
Boshart	Fish	Keyes	Phillips	Wade
Brady	Foelker	Knapp	Pratt	Weber
Brennan	Foster	Krulewitch	Prentice	Wedemeyer
Burnett	Fowler	Lansing	Quinn	Wells
Burzynski	Francis	Lee A E	Rock	Wemple
Carnochan	Fritz	Lee W I	Rogers	West
Carrier	Gates	Lewis	Salomon	Whitley
Caughlan	Grattan	Long	Santee	Whitney F G
Chamberlain	Gray A B	Lupton	Schmitt	Whitney G H
Charles	Gray F J	Lynch	Schwegler	Williams
Cohalan	Green	Maher	Scovill	Wilson
Colne	Gregory	Maier	Shuttleworth	Winters
Coon	Gunderman	Matthews	Shanahan	Wood
Cowan	Gurnett	McGuire	Smith A E	Yale
Cox	Hackett	Mead	Smith J E	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 468) entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of the owners of certain lands in township number five, Brown's tract, Herkimer county, against the State for damages alleged to have been sustained by them, and to render judgment therefor" (Rec. No. 118), was read the second time.

On motion of Mr. Wainwright, said bill was placed on the order of third reading.

The Senate bill (No. 655) entitled "An act to legalize and confirm the certificate of incorporation and the incorporation of the Cooperstown and Mohawk Valley Railway Company and the proceedings taken and had under or in pursuance of said certificate" (Rec. No. 134), was read the second time.

On motion of Mr. Bass, said bill was placed on the order of third reading.

The bill (No. 336) entitled "An act to amend the Forest, Fish and Game Law, in relation to close season for deer" (Int. No. 336), having been announced for a third reading,

On motion of Mr. Bisland, said bill was laid aside, retaining its place on the order of third reading.

The bill (No. 1573) entitled "An act to amend section eighteen of the Greater New York charter, relative to the salaries of the aldermen" (Int. No. 498), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 98

NOES 00

Those who voted in the affirmative were:

Agnew	Coon	Green	Maher	Schwegler
Allen J G	Cowan	Gregory	Maier	Scovill
Baldwin	Crosley	Gunderman	Matthews	Shanahan
Bass	Cunningham	Gurnett	McGuire	Shuttleworth
Becker	Donohue	Hackett	Mills	Smith A E
Beebe	Dowling	Hapeman	Murphy	Smith J E
Bernstein	Draper	Harawitz	Nevins	Smith Myron
Bird	Dressing	Harte	Nolan	Sprenger
Bisland	Eagleton	Harvey	Norton	Stanley
Bohan	Eckmann	Hastings	Oliver	Steffens
Boshart	Feth	Hooper	O'Neill	Story
Brennan	Filley	Hubbs	Palmer S J	Surplless
Burns	Foelker	Kavanagh	Patton	Thompson
Burzynski	Foster	Keyes	Quinn	Wade
Campbell	Fowler	Krulewitch	Reilly	Weber
Carnochan	Francis	Lansing	Rock	Wells
Chamberlain	Fritz	Lee W I	Salomon	Williams
Charles	Gates	Long	Santee	Wilson
Cohalan	Grattan	Lupton	Schmitt	Young
Colne	Gray A B	Lynch		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1578) entitled "An act to amend the Greater New



York charter, relating to the office of coroner" (Int. No. 970), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 133

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hamn	Mills	Smith M F
Allen F E	Cox	Hapeman	Moreland	Smith Myron
Allen J G	Crosley	Harawitz	Murphy	Sprenger
Apgar	Cunningham	Harte	Nevins	Stanley
Averill	DeGroot	Hartman	Norton	Steffens
Baldwin	Donohue	Harvey	Oglesby	Story
Bass	Dowling	Hoffman	O'Neill	Surplless
Becker	Eagleton	Hooker	Palmer G M	Thompson
Beebe	Eckmann	Hooper	Palmer S J	Volk
Bernstein	Evans	Hubbs	Patton	Waddell
Bird	Farnan	Kavanagh	Phillips	Wade
Bisland	Filley	Keyes	Pratt	Wainwright
Bohan	Fish	Krulewitch	Prentice	Weber
Boshart	Foelker	Lansing	Quinn	Wedemeyer
Brady	Foster	LaFetra	Reilly	Wells
Brennan	Fowler	Lee A E	Rock	Wemple
Burnett	Francis	Lee W I	Rogers	West
Burns	Gates	Lewis	Salomon	Whitley
Burzynski	Grady	Lupton	Santee	Whitney F G
Carnochan	Grattan	Lynch	Schmitt	Whitney G H
Carrier	Gray A B	Maher	Schoeneck	Williams
Caughlan	Gray F J	Maier	Scovill	Wilson
Chamberlain	Green	Matthews	Shanahan	Winters
Charles	Gregory	McGuire	Shuttleworth	Wood
Cohalan	Gunderman	Mead	Smith A E	Yale
Colne	Hackett	Merritt	Smith J E	Young
Coon	Hammond	Miller		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1577) entitled "An act to amend chapter fourteen of the Laws of eighteen hundred and eighty, entitled 'An act to further amend chapter one hundred and forty-three of the Laws of eighteen hundred and sixty-one, entitled "An act to amend and consolidate the several acts in relation to the charter of the

city of Rochester" and to consolidate therewith the several acts in relation to the charter of said city'" (Int. No. 945), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hamn	Miller	Smith M F
Allen F E	Cunningham	Hapeman	Mills	Smith Myron
Allen J G	DeGroot	Harawitz	Moreland	Sprenger
Apgar	Donohue	Harte	Murphy	Stanley
Averill	Dowling	Hartman	Nevins	Steele
Baldwin	Draper	Hastings	Nolan	Steffens
Bass	Eagleton	Hoffman	Oglesby	Story
Becker	Eckmann	Hooker	Oliver	Surpless
Beebe	Evans	Hooper	O'Neill	Thompson
Bernstein	Farnan	Hubbs	Palmer G M	Tompkins
Bird	Feth	Kavanagh	Palmer S J	Volk
Bisland	Filley	Keyes	Patton	Waddell
Bohan	Fish	Knapp	Phillips	Wade
Boshart	Foelker	Krulewitch	Pratt	Wainwright
Brady	Foster	Lansing	Prentice	Weber
Brennan	Fowler	LaFetra	Quinn	Wedemeyer
Burnett	Francis	Lee A E	Rock	Wells
Burns	Fritz	Lee W I	Rogers	Wemple
Burzynski	Gates	Lewis	Salomon	West
Carnochan	Grattan	Long	Santee	Whitley
Carrier	Gray A B	Lupton	Schmitt	Whitney F G
Caughlan	Gray F J	Lynch	Schoeneck	Whitney G H
Chamberlain	Green	Maher	Schwegler	Williams
Charles	Gregory	Maier	Scovill	Wilson
Cohalan	Gunderman	Matthews	Shanahan	Winters
Colne	Gurnett	McGuire	Shuttleworth	Wood
Coon	Hackett	Mead	Smith A E	Yale
Cowan	Hammond	Merritt	Smith J E	Young
Cox				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1574) entitled "An act to amend chapter four hundred and twenty-one of the Laws of nineteen hundred and four, entitled 'An act to enable the village of Watkins, and the

water and sewer commissioners thereof to borrow money for the construction and maintenance of an electric or other improved lighting system" (Int. No. 779), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Mills	Smith J E
Allen F E	Crosley	Harawitz	Moreland	Smith M F
Allen J G	Cunningham	Harte	Murphy	Smith M F
Apgar	DeGroot	Hartman	Nevins	Sprenger
Averill	Donohue	Harvey	Norton	Steele
Baldwin	Dowling	Hastings	Oglesby	Steffens
Bass	Draper	Hoffman	Oliver	Story
Becker	Eagleton	Hooker	O'Neill	Surpless
Beebe	Eckmann	Hooper	Palmer G M	Thompson
Bernstein	Farnan	Hubbs	Palmer S J	Volk
Bird	Filley	Kavanagh	Patton	Waddell
Bisland	Fish	Keyes	Phillips	Wade
Boshart	Foelker	Knapp	Pratt	Wainwright
Brady	Foster	Krulewitch	Prentice	Weber
Brennan	Fowler	LaFetra	Quinn	Wedemeyer
Burnett	Francis	Lee A E	Reilly	Wells
Burns	Gates	Lee W I	Rogers	Wemple
Burzynski	Grady	Lewis	Salomon	West
Campbell	Grattan	Lupton	Sammon	Whitley
Carnochan	Gray A B	Lynch	Santee	Whitney G H
Carrier	Gray F J	Maher	Schmitt	Williams
Caughlan	Green	Maier	Schoeneck	Wilson
Chamberlain	Gregory	Matthews	Scovill	Winters
Charles	Gunderman	McGuire	Shanahan	Wood
Cohalan	Gurnett	Mead	Shuttleworth	Yale
Colne	Hackett	Merritt	Smith A E	Young
Cowan	Hammond			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1575) entitled "An act to amend chapter two hundred and twenty-five of the Laws of nineteen hundred and one, entitled 'An act to incorporate the city of Oneida,' in relation to officers who shall not act as attorney or counsel against the city,



and to amend section fourteen of said act in relation to the salaries of chief of police and patrolmen" (Int. No. 446), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 139

NOES 1

Those who voted in the affirmative were:

Agnew	Crosley	Hamn	Miller	Smith M F
Allen F E	Cunningham	Hapeman	Mills	Sprenger
Allen J G	DeGroot	Harawitz	Moreland	Stanley
Apgar	Donohue	Harte	Murphy	Steele
Averill	Dowling	Hartman	Nevins	Steffens
Baldwin	Draper	Hastings	Nolan	Story
Bass	Eagleton	Hoffman	Oglesby	Surplless
Becker	Eckmann	Hooker	Oliver	Thompson
Beebe	Evans	Hooper	O'Neill	Tompkins
Bernstein	Farnan	Hubbs	Palmer G M	Volk
Bird	Feth	Kavanagh	Palmer S J	Waddell
Bisland	Fillely	Keyes	Patton	Wade
Bohan	Fish	Knapp	Phillips	Wainwright
Boshart	Foelker	Krulewitch	Pratt	Weber
Brady	Foster	Lansing	Prentice	Wedemeyer
Brennan	Fowler	LaFetra	Quinn	Wells
Burnett	Francis	Lee A E	Rock	Wemple
Burns	Fritz	Lee W I	Rogers	West
Burzynski	Gates	Lewis	Salomon	Whitley
Carrier	Grattan	Long	Santee	Whitney F G
Caughlan	Gray A B	Lupton	Schmitt	Whitney G H
Chamberlian	Gray F J	Lynch	Schoeneck	Williams
Charles	Green	Maher	Schwegler	Wilson
Cohalan	Gregory	Maier	Scovill	Winters
Colne	Gunderman	Matthews	Shanahan	Wood
Coon	Gurnett	McGuire	Shuttleworth	Yale
Cowan	Hackett	Mead	Smith A E	Young
Cox	Hammond	Merritt	Smith J E	

In the negative:

Carnochan

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1576) entitled "An act to amend chapter one hundred and twenty-eight of the Laws of eighteen hundred and ninety-nine, entitled 'An act to incorporate the city of New

Rochelle,' in relation to the official bonds of city officers" (Int. No. 938), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Moreland	Smith J E
Allen F E	Crosley	Hamn	Murphy	Smith Myron
Allen J G	Cunningham	Hapeman	Nevins	Sprenger
Apgar	DeGroot	Harawitz	Nolan	Stanley
Averill	Donohue	Hartman	Norton	Steffens
Baldwin	Dowling	Hastings	Oglesby	Story
Bass	Draper	Hoffman	Oliver	Surpless
Becker	Dressing	Hooker	O'Neill	Thompson
Bedell	Eagleton	Hooper	Palmer G M	Tompkins
Beebe	Evans	Hubbs	Palmer S J	Volk
Bernstein	Farnan	Kavanagh	Patton	Waddell
Bird	Feth	Keyes	Phillips	Wade
Bisland	Filley	Knapp	Pratt	Wainwright
Bohan	Fish	Krulewitch	Prentice	Weber
Boshart	Foelker	Lansing	Quinn	Wedemeyer
Brady	Foster	LaFetra	Reilly	Wells
Brennan	Fowler	Lee A E	Rock	Wemple
Burnett	Francis	Lee W I	Rogers	West
Burns	Fritz	Lewis	Salomon	Whitley
Burzynski	Gates	Lupton	Sammon	Whitney F G
Carnochan	Grady	Maher	Santee	Whitney G H
Carrier	Grattan	Maier	Schoeneck	Williams
Caughlan	Gray A B	Matthews	Schwegler	Wilson
Chamberlain	Gray F J	McGuire	Scovill	Winters
Charles	Green	Mead	Shanahan	Wood
Colne	Gregory	Merritt	Shuttleworth	Yale
Coon	Gunderman	Miller	Smith A E	Young
Cowan	Hackett	Mills		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1583) entitled "An act to amend chapter one hundred and five of the Laws of eighteen hundred and ninety-one, entitled 'An act to revise the charter of the city of Buffalo,' relating to pensions to members of the police force of said city" (Int. No. 962), was read the third time, having been printed

and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hapeman	Miller	Smith J E
Allen F E	Crosley	Harte	Mills	Smith M F
Allen J G	Cunningham	Hartman	Moreland	Smith Myron
Apgar	DeGroot	Harvey	Murphy	Sprenger
Averill	Donohue	Hastings	Nevins	Stanley
Baldwin	Dowling	Hoffman	Norton	Steele
Bass	Draper	Hooker	Oglesby	Steffens
Becker	Eckmann	Hooper	Oliver	Story
Beebe	Evans	Hubbs	O'Neill	Surpluss
Bernstein	Filley	Kavanagh	Palmer G M	Volk
Bird	Fish	Keyes	Palmer S J	Waddell
Bisland	Foelker	Knapp	Patton	Wade
Bohan	Foster	Krulewitch	Phillips	Wainwright
Brady	Fowler	Lansing	Pratt	Weber
Brennan	Francis	LaFetra	Quinn	Wedemeyer
Burnett	Gates	Lee A E	Rock	Wells
Burns	Grady	Lee W I	Rogers	Wemple
Burzynski	Grattan	Lewis	Salomon	West
Campbell	Gray A B	Lupton	Sammon	Whitley
Carnochan	Gray F J	Lynch	Santee	Whitney F G
Carrier	Green	Maher	Schmitt	Whitney G H
Caughlan	Gregory	Maier	Schoeneck	Williams
Chamberlain	Gunderman	Matthews	Scovill	Wilson
Cohalan	Gurnett	McGuire	Shanahan	Wood
Colne	Hackett	Mead	Shuttleworth	Yale
Coon	Hammond	Merritt	Smith A E	Young
Cowan	Hamn			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1582) entitled "An act to amend chapter three hundred and forty-seven of the Laws of eighteen hundred and ninety, entitled 'An act to provide for the payment of the cost and expenses of the construction of a trunk sewer on the east side of the Genesee river in the city of Rochester, by the issue of bonds of said city, and providing for the payment of said bonds by local assessments'" (Int. No. 1071), was read the third time, having been printed and upon the desks of the members



in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 140

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Merritt	Smith J E
Allen F E	Crosley	Hamn	Miller	Smith M F
Allen J G	Cunningham	Hapeman	Mills	Smith Myron
Apgar	DeGroot	Harawitz	Moreland	Sprenger
Averill	Donohue	Harte	Murphy	Stanley
Baldwin	Dowling	Hartman	Nevins	Steele
Bass	Draper	Hastings	Nolan	Steffens
Becker	Eagleton	Hoffman	Oglesby	Story
Beebe	Eckmann	Hooker	Oliver	Surpless
Bernstein	Evans	Hooper	O'Neill	Thompson
Bird	Farnan	Hubbs	Palmer G M	Tompkins
Bisland	Feth	Kavanagh	Palmer S J	Volk
Bohan	Filley	Keyes	Patton	Waddell
Boshart	Fish	Knapp	Phillips	Wade
Brady	Foelker	Krulewicz	Pratt	Wainwright
Brennan	Foster	Lansing	Prentice	Weber
Burnett	Fowler	LaFetra	Quinn	Wedemeyer
Burns	Francis	Lee A E	Rock	Wells
Burzynski	Fritz	Lee W I	Rogers	Wemple
Caronchan	Gates	Lewis	Salomon	West
Carrier	Grattan	Long	Santee	Whitley
Caughlan	Gray A B	Lupton	Schmitt	Whitney G H
Chamberlain	Gray F J	Lynch	Schoeneck	Williams
Charles	Green	Maher	Schwegler	Wilson
Cohalan	Gregory	Maier	Scovill	Winters
Colne	Gunderman	Matthews	Shanahan	Wood
Coon	Gurnett	McGuire	Shuttleworth	Yale
Cowan	Hackett	Mead	Smith A E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1581) entitled "An act to amend chapter nine hundred and five, of the Laws of eighteen hundred and ninety-six, entitled 'An act to incorporate the city of Watervliet,' relative to local assessments" (Int. No. 1058), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Miller	Smith J E
Allen F E	Crosley	Hapeman	Mills	Smith M F
Allen J G	Cunningham	Harawitz	Moreland	Smith Myron
Apgar	DeGroot	Harte	Murphy	Sprenger
Averill	Donohue	Hartman	Nevins	Stanley
Baldwin	Dowling	Harvey	Norton	Steele
Bass	Draper	Hastings	Oglesby	Steffens
Becker	Eagleton	Hoffman	Oliver	Story
Beebe	Eckmann	Hooker	O'Neill	Surpless
Bernstein	Evans	Hooper	Palmer G M	Thompson
Bird	Farnan	Hubbs	Palmer S J	Volk
Bisland	Filley	Kavanagh	Patton	Waddell
Bohan	Fish	Keyes	Phillips	Wade
Boshart	Foelker	Knapp	Pratt	Wainwright
Brady	Foster	Krulewitch	Prentice	Weber
Brennan	Fowler	Lansing	Quinn	Wedemeyer
Burnett	François	LaFetra	Reilly	Wells
Burns	Gates	Lee A E	Rock	Wemple
Burzynski	Grady	Lee W I	Rogers	West
Campbell	Grattan	Lewis	Salomon	Whitley
Carnochan	Gray A B	Lupton	Sammon	Whitney F G
Carrier	Gray F J	Lynch	Santee	Whitney G H
Caughlan	Green	Maher	Schmitt	Williams
Chamberlain	Gregory	Maier	Schoeneck	Wilson
Charles	Gunderman	Matthews	Scovill	Winters
Cohalan	Gurnett	McGuire	Shanahan	Wood
Colne	Hackett	Mead	Shuttleworth	Yale
Coon	Hammond	Merritt	Smith A E	Young
Cowan				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1580) entitled "An act to make the office of sheriff of the county of Queens a salaried office and regulating the management of said office" (Int. No. 1054), having been announced for a third reading,

On motion of Mr. Shanahan, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The bill (No. 1579) entitled "An act to amend the Code of Civil Procedure, relative to fees of jurors" (Int. No. 1014), was

read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 122

NOES 5

Those who voted in the affirmative were:

Agnew	Cunningham	Harvey	Murphy	Stanley
Allen F E	DeGroot	Hastings	Nevins	Steele
Averill	Dowling	Hoffman	Norton	Steffens
Baldwin	Draper	Hooper	Oglesby	Story
Bass	Eagleton	Hubbs	Oliver	Surless
Beebe	Eckmann	Kavanagh	O'Neill	Thompson
Bird	Evans	Keyes	Palmer G M	Volk
Bisland	Farnan	Knapp	Patton	Waddell
Bohan	Filley	Krulewitch	Phillips	Wade
Brady	Foelker	Lansing	Prentice	Wainwright
Brennan	Foster	LaFetra	Quinn	Weber
Burnett	Fowler	Lee A E	Rock	Wedemeyer
Burns	Francis	Lee W I	Salomon	Wells
Burzynski	Gates	Lupton	Sammon	Wemple
Campbell	Grattan	Lynch	Santee	West
Carnochan	Gray A B	Maher	Schmitt	Whitley
Carrier	Gray F J	Maier	Schoeneck	Whitney F G
Caughlan	Green	Matthews	Scovill	Whitney G H
Chamberlain	Gunderman	McGuire	Shanahan	Williams
Charles	Gurnett	Mead	Shuttleworth	Wilson
Cohalan	Hackett	Merritt	Smith A E	Winters
Colne	Hammond	Miller	Smith J E	Wood
Coon	Hapeman	Mills	Smith Myron	Yale
Cox	Harte	Moreland	Sprenger	Young
Crosley	Hartman			

Those who voted in the negative were:

Bernstein	Cowan	Donohue	Fish	Harawitz
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Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1100) entitled "An act to amend chapter three hundred and sixty-two of the Laws of eighteen hundred and ninety-seven, entitled 'An act to make the office of sheriff of Yates county a salaried office, in part, and to regulate the management of said office,' in relation to appointments by sheriff, and



fixing compensation" (Int. No. 909), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 140

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hammond	Merritt	Smith J E
Allen F E	Cox	Hamn	Miller	Smith M F
Allen J G	Crosley	Hapeman	Mills	Smith Myron
Apgar	Cunningham	Harawitz	Moreland	Sprenger
Averill	DeGroot	Harte	Murphy	Stanley
Baldwin	Donohue	Hartman	Nevins	Steele
Bass	Dowling	Harvey	Norton	Steffens
Becker	Draper	Hastings	Oglesby	Story
Beebe	Eagleton	Hoffman	Oliver	Surpless
Bernstein	Eckmann	Hooker	O Neill	Thompson
Bird	Evans	Hooper	Palmer G M	Volk
Bisland	Farnan	Hubbs	Palmer S J	Waddell
Bohan	Filley	Kavanagh	Patton	Wade
Boshart	Fish	Keyes	Phillips	Wainwright
Brady	Foelker	Knapp	Pratt	Weber
Brennan	Foster	Krulewitch	Prentice	Wedemeyer
Burnett	Fowler	Lansing	Quinn	Wells
Burns	Francis	LaFetra	Reilly	Wemple
Burzynski	Gates	Lee A E	Rock	West
Campbell	Grady	Lee W I	Rogers	Whitley
Carnochan	Grattan	Lewis	Salomon	Whitney F G
Carrier	Gray A B	Lupton	Sammon	Whitney G H
Caughlan	Gray F J	Lynch	Santee	Williams
Chamberlain	Green	Maher	Schoeneck	Wilson
Charles	Gregory	Maier	Scovill	Winters
Cohalan	Gunderman	Matthews	Shanahan	Wood
Colne	Gurnett	McGuire	Shuttleworth	Yale
Coon	Hackett	Mead	Smith A E	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1194) entitled "An act to establish a ferry from and to Gunnison's landing in the town of Crown Point, Essex county, across Lake Champlain, to and from a point in the east shore of said Lake Champlain, in the town of Bridport, in the State of Vermont, called Brook's" (Int. No. 988), was read the

third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136

NOES 3

Those who voted in the affirmative were:

Agnew	Crosley	Hammond	Murphy	Smith Myron
Allen F E	Cunningham	Hamn	Nevins	Sprenger
Allen J G	DeGroot	Hapeman	Nolan	Stanley
Apgar	Donohue	Harawitz	Norton	Steele
Averill	Dowling	Hartman	Oglesby	Steffens
Baldwin	Draper	Hastings	Oliver	Story
Bass	Dressing	Hoffman	O'Neill	Surpless
Becker	Eagleton	Hooper	Palmer G M	Thompson
Bedell	Evans	Hubbs	Palmer S J	Tompkins
Beebe	Farnan	Kavanagh	Patton	Volk
Bernstein	Feth	Keyes	Phillips	Waddell
Bird	Filley	Knapp	Pratt	Wade
Bisland	Fish	Krulewitch	Prentice	Wainwright
Bohan	Foelker	Lansing	Quinn	Weber
Boshart	Foster	LaFetra	Reilly	Wedemeyer
Brady	Fowler	Lee A E	Rock	Wells
Brennan	Francis	Lee W I	Rogers	Wemple
Burnett	Fritz	Lewis	Salomon	West
Burns	Gates	Lupton	Sammon	Whitley
Burzynski	Grady	Maher	Santee	Whitney F G
Carrier	Grattan	Maier	Schoeneck	Whitney G H
Caughlan	Gray A B	Matthews	Schwegler	Williams
Chamberlain	Gray F J	McGuire	Scovill	Wilson
Charles	Green	Mead	Shanahan	Winters
Colne	Gregory	Merritt	Shuttleworth	Wood
Coon	Gunderman	Miller	Smith A E	Yale
Cowan	Hackett	Mills	Smith J E	Young
Cox				

Those who voted in the negative were:

Carnochan      Hooker      Moreland

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1185) entitled "An act to amend the Forest, Fish and Game Law, in relation to the close season for hares and rabbits in certain counties" (Int. No. 979), was read the third time, having been printed and upon the desks of the members in

its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hackett	Merritt	Smith A E
Allen F E	Cox	Hammond	Miller	Smith J E
Allen J G	Crosley	Hamn	Mills	Smith M F
Apgar	Cunningham	Hapeman	Moreland	Smith Myron
Averill	Donohue	Harawitz	Murphy	Sprenger
Baldwin	Dowling	Harte	Nevins	Stanley
Bass	Draper	Hartman	Nolan	Steele
Becker	Eagleton	Hastings	Oglesby	Steffens
Beebe	Eckmann	Hoffman	Oliver	Story
Bernstein	Evans	Hooker	O'Neill	Surpless
Bird	Farnan	Hooper	Palmer G M	Thompson
Bisland	Feth	Hubbs	Palmer S J	Volk
Bohan	Filley	Keyes	Patton	Waddell
Boshart	Fish	Knapp	Phillips	Wade
Brady	Foelker	Krulewitch	Pratt	Wainwright
Brennan	Foster	Lansing	Prentice	Weber
Burnett	Fowler	LaFetra	Quinn	Wells
Burns	Francis	Lee A E	Rock	Wemple
Burzynski	Fritz	Lewis	Rogers	West
Carnochan	Gates	Long	Salomon	Whitley
Carrier	Grattan	Lupton	Santee	Whitney F G
Caughlan	Gray A B	Lynch	Schmitt	Whitney G H
Chamberlain	Gray F J	Maher	Schoeneck	Wilson
Charles	Green	Maier	Schwegler	Winters
Cohalan	Gregory	Matthews	Scovill	Wood
Colne	Gunderman	McGuire	Shanahan	Yale
Coon	Gurnett	Mead	Shuttleworth	Young

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1562) entitled "An act to authorize the village of Sea Cliff to lease certain lands owned by said village" (Int. No. 1225), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



AYES 136

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hammond	Merritt	Shuttleworth
Allen F E	Cox	Hamn	Miller	Smith A E
Allen J G	Cunningham	Hapeman	Mills	Smith J E
Apgar	DeGroot	Harawitz	Moreland	Smith M F
Averill	Donohue	Harte	Murphy	Sprenger
Baldwin	Dowling	Hartman	Nevins	Stanley
Bass	Draper	Harvey	Norton	Steele
Becker	Eagleton	Hastings	Oglesby	Steffens
Beebe	Eckmann	Hoffman	Oliver	Story
Bernstein	Evans	Hooker	O'Neill	Surpless
Bird	Farnan	Hooper	Palmer G M	Thompson
Bisland	Filley	Hubbs	Palmer S J	Volk
Bohan	Fish	Kavanagh	Patton	Waddell
Boshart	Foelker	Keyes	Phillips	Weber
Brady	Foster	Knapp	Pratt	Wedemeyer
Brennan	Fowler	Krulewitch	Prentice	Wells
Burnett	Francis	LaFetra	Quinn	Wemple
Burns	Gates	Lee A E	Reilly	West
Burzynski	Grady	Lee W I	Rock	Whitley
Campbell	Grattan	Lewis	Rogers	Whitney F G
Carnochan	Gray A B	Lupton	Salomon	Whitney G H
Carrier	Gray F J	Lynch	Sammon	Williams
Caughlan	Green	Maher	Santee	Wilson
Chamberlain	Gregory	Maier	Schmitt	Winters
Charles	Gunderman	Matthews	Schoeneck	Wood
Cohalan	Gurnett	McGuire	Scovill	Yale
Colne	Hackett	Mead	Shanahan	Young
Coon				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 1367) entitled "An act to legalize the elections held by the voters of union free school district number one of the town of Bolivar, Allegany county, New York, on the fifth day of July, nineteen hundred and four, and on the twenty-second day of September, nineteen hundred and five, for the purpose of raising certain moneys; and to legalize certain proceedings and obligations resulting therefrom" (Int. No. 1110), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 136  
NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hackett	Moreland	Smith Myron
Allen F E	Crosley	Hammond	Murphy	Sprenger
Allen J G	Cunningham	Hamn	Nevins	Stanley
Apgar	DeGroot	Harawitz	Nolan	Steele
Averill	Donohue	Hartman	Norton	Steffens
Baldwin	Dowling	Hastings	Oglesby	Story
Bass	Draper	Hoffman	Oliver	Surpress
Becker	Dressing	Hooper	O'Neill	Thompson
Bedell	Eagleton	Hubbs	Palmer G M	Tompkins
Beebe	Evans	Kavanagh	Palmer S J	Volk
Bernstein	Farnan	Keyes	Patton	Waddell
Bird	Feth	Knapp	Phillips	Wade
Bisland	Fillely	Krulewitch	Pratt	Wainwright
Bohan	Fish	Lansing	Prentice	Weber
Boshart	Foelker	LaFetra	Quinn	Wedemeyer
Brady	Foster	Lee A E	Reilly	Wells
Brennan	Fowler	Lee W I	Rock	Wemple
Burnett	Francis	Lewis	Rogers	West
Burns	Fritz	Lupton	Salomon	Whitley
Burzynski	Gates	Maher	Santee	Whitney F G
Carnochan	Grady	Maier	Schoeneck	Whitney G H
Carrier	Grattan	Matthews	Schwegler	Williams
Caughlan	Gray A B	McGuire	Scovill	Wilson
Chamberlain	Gray F J	Mead	Shanahan	Winters
Charles	Green	Merritt	Shuttleworth	Wood
Colne	Gregory	Miller	Smith A E	Yale
Coon	Gunderman	Mills	Smith J E	Young
Cowan				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

By unanimous consent, Mr. Hapeman offered for the consideration of the House a resolution, in the words following:

Resolved, That the committee on military affairs be discharged from the further consideration of the Senate bill (No. 831, Rec. No. 198) entitled "An act to amend the Military Code relative to uniforms and equipments for the National Guard and Naval Militia".

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

On motion of Mr. Hapeman, and by unanimous consent, said bill was read the second time and ordered to a third reading.

On motion of Mr. Hapeman, and by unanimous consent, said bill was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Miller	Smith J E
Allen F E	Crosley	Hapeman	Mills	Smith M F
Allen J G	Cunningham	Harawitz	Moreland	Smith Myron
Apgar	DeGroot	Harte	Murphy	Sprenger
Averill	Donohue	Hartman	Nevins	Stanley
Baldwin	Dowling	Harvey	Norton	Steele
Bass	Draper	Hastings	Oglesby	Steffens
Becker	Eagleton	Hoffman	Oliver	Story
Beebe	Eckmann	Hooker	O'Neill	Surpless
Bernstein	Evans	Hooper	Palmer G M	Thompson
Bird	Farnan	Hubbs	Palmer S J	Volk
Bisland	Filley	Kavanagh	Patton	Waddell
Bohan	Fish	Keyes	Phillips	Wade
Boshart	Foelker	Knapp	Pratt	Wainwright
Brady	Foster	Krulewitch	Prentice	Weber
Brennan	Fowler	Lansing	Quinn	Wedemeyer
Burnett	Francis	LaFetra	Reilly	Wells
Burns	Gates	Lee A E	Rock	Wemple
Burzynski	Grady	Lee W I	Rogers	West
Campbell	Grattan	Lewis	Salomon	Whitley
Carnochan	Gray A B	Lupton	Sammon	Whitney F G
Carrier	Gray F J	Lynch	Santee	Whitney G H
Caughlan	Green	Maher	Schmitt	Williams
Chamberlain	Gregory	Maier	Schoeneck	Wilson
Charles	Gunderman	Matthews	Scovill	Winters
Cohalan	Gurnett	McGuire	Shanahan	Wood
Colne	Hackett	Mead	Shuttleworth	Yale
Coon	Hammond	Merritt	Smith A E	Young
Cowan				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 1489) entitled "An act to amend the Military Code, relative to uniforms and equipments for the National Guard and Naval Militia" (Int. No. 1189), having been announced for a third reading,

On motion of Mr. Hapeman, said bill was laid aside, and ordered stricken from the calendar.

The bill (No. 1469) entitled "An act to amend the Military Code, relative to the composition and strength of the National



Guard and Naval Militia" (Int. No. 1174), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 134

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Gunderman	Mills	Smith A E
Allen F E	Cox	Hackett	Moreland	Smith Myron
Allen J G	Crosley	Hammond	Murphy	Sprenger
Apgar	Cunningham	Hamn	Nevins	Stanley
Averill	DeGroot	Hapeman	Nolan	Steele
Baldwin	Donohue	Harawitz	Norton	Steffens
Bass	Dowling	Hartman	Oglesby	Story
Becker	Draper	Hastings	Oliver	Surpless
Bedell	Dressing	Hoffman	O'Neill	Thompson
Beebe	Eagleton	Hooker	Palmer G M	Volk
Bernstein	Evans	Hooper	Palmer S J	Waddell
Bird	Farnan	Hubbs	Patton	Wade
Bisland	Feth	Kavanagh	Phillips	Wainwright
Bohan	Fillely	Keyes	Pratt	Weber
Boshart	Fish	Knapp	Prentice	Wedemeyer
Brady	Foelker	Krulewitch	Quinn	Wells
Brennan	Foster	LaFetra	Reilly	Wemple
Burnett	Fowler	Lee A E	Rock	West
Burns	Francis	Lee W I	Rogers	Whitley
Burzynski	Fritz	Lewis	Salomon	Whitney F G
Carnochan	Gates	Lupton	Sammon	Williams
Carrier	Grady	Maher	Santee	Wilson
Caughlan	Grattan	Maier	Schoeneck	Winters
Chamberlain	Gray A B	McGuire	Schwegler	Wood
Charles	Gray F J	Mead	Scovill	Yale
Colne	Green	Merritt	Shanahan	Young
Coon	Gregory	Miller	Shuttleworth	

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 736) entitled "An act in relation to unpaid taxes, and sales for unpaid taxes in the towns, villages and school districts in the county of Richmond, as the same existed prior to January first, eighteen hundred and ninety-eight, the time of the taking effect of the Greater New York charter" (Int. No. 655), was read the third time, having been printed and upon the desks of

the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Moreland	Smith Myron
Allen F E	Crosley	Hamn	Murphy	Sprenger
Allen J G	Cunningham	Hapeman	Nevins	Stanley
Apgar	DeGroot	Harawitz	Nolan	Steele
Averill	Donohue	Hartman	Norton	Steffens
Baldwin	Dowling	Hastings	Oglesby	Story
Bass	Draper	Hoffman	Oliver	Surpless
Becker	Dressing	Hooker	O'Neill	Thompson
Bedell	Eagleton	Hooper	Palmer G M	Tompkins
Beebe	Evans	Hubbs	Palmer S J	Volk
Bernstein	Farnan	Kavanagh	Patton	Waddell
Bird	Feth	Keyes	Phillips	Wade
Bisland	Filley	Knapp	Pratt	Wainwright
Bohan	Fish	Krulewitch	Prentice	Weber
Boshart	Foelker	Lansing	Quinn	Wedemeyer
Brady	Foster	LaFetra	Reilly	Wells
Brennan	Fowler	Lee A E	Rogers	Wemple
Burnett	Francis	Lee W I	Salomon	West
Burns	Fritz	Lewis	Sammon	Whitley
Burzynski	Gates	Lupton	Santee	Whitney F G
Carnochan	Grady	Maher	Schoeneck	Whitney G H
Carrier	Grattan	Maier	Schwegler	Williams
Caughlan	Gray A B	Matthews	Scovill	Wilson
Chamberlain	Gray F J	McGuire	Shanahan	Winters
Charles	Green	Mead	Shuttleworth	Wood
Colne	Gregory	Merriitt	Smith A E	Yale
Coon	Gunderman	Miller	Smith J E	Young
Cowan	Hackett	Mills		

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 898) entitled "An act to amend the Forest, Fish and Game Law, in relation to lake trout in Dutchess county" (Int. No. 762), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the

affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 137

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Mills	Smith A E
Allen F E	Crosley	Hamn	Moreland	Smith J E
Allen J G	Cunningham	Hapeman	Murphy	Smith Myron
Apgar	DeGroot	Harawitz	Nevins	Sprenger
Averill	Donohue	Hartman	Nolan	Stanley
Baldwin	Dowling	Hastings	Norton	Steele
Bass	Draper	Hoffman	Oglesby	Story
Becker	Dressing	Hooker	Oliver	Surpless
Bedell	Eagleton	Hooper	O'Neill	Thompson
Beebe	Evans	Hubbs	Palmer G M	Tompkins
Bernstein	Farnan	Kavanagh	Palmer S J	Volk
Bird	Feth	Keyes	Patton	Waddell
Bisland	Filley	Knapp	Phillips	Wade
Bohan	Fish	Krulewitch	Pratt	Wainwright
Boshart	Foelker	Lansing	Prentice	Weber
Brady	Foster	LaFetra	Quinn	Wedemeyer
Brennan	Fowler	Lee A E	Reilly	Wells
Burnett	Francis	Lee W I	Rock	West
Burns	Fritz	Lewis	Rogers	Whitley
Burzynski	Gates	Lupton	Salomon	Whitney F G
Carnochan	Grady	Maier	Sammon	Whitney G H
Carrier	Grattan	Maier	Santee	Williams
Caughlan	Gray A B	Matthews	Schoeneck	Wilson
Chamberlain	Gray F J	McGuire	Schwegler	Winters
Charles	Green	Mead	Scovill	Wood
Colne	Gregory	Merritt	Shanahan	Yale
Coon	Gunderman	Miller	Shuttleworth	Young
Cowan	Hackett			

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The bill (No. 944) entitled "An act to amend the Forest, Fish and Game Law, relative to fishing through the ice in the waters of Wappinger's creek" (Int. No. 790), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.



AYES 141

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hamn	Miller	Smith M F
Allen F E	Cunningham	Hapeman	Mills	Smith Myron
Allen J G	DeGroot	Harawitz	Moreland	Sprenger
Apar	Donohue	Harte	Murphy	Stanley
Averill	Dowling	Hartman	Nevins	Steele
Baldwin	Draper	Hastings	Nolan	Steffens
Bass	Eagleton	Hoffman	Oglesby	Story
Becker	Eckmann	Hooker	Oliver	Surpluss
Beebe	Evans	Hooper	O'Neill	Tompson
Bernstein	Farnan	Hubbs	Palmer G M	Tompkins
Bird	Feth	Kavanagh	Palmer S J	Volk
Bisland	Filley	Keyes	Patton	Waddell
Bohan	Fish	Knapp	Phillips	Wade
Boshart	Folker	Krulewitch	Pratt	Wainwright
Brady	Foster	Lansing	Prentice	Weber
Brennan	Fowler	LaFetra	Quinn	Wedemeyer
Burnett	Francis	Lee A E	Rock	Wells
Burns	Fritz	Lee W I	Rogers	Wemple
Burzynski	Gates	Lewis	Salomon	West
Carnochan	Grattan	Long	Santee	Whitley
Carrier	Gray A B	Lupton	Schmitt	Whitney F G
Caughlan	Gray F J	Lynch	Schoeneck	Whitney G H
Chamberlain	Green	Maher	Schwegler	Williams
Charles	Gregory	Maier	Scovill	Wilson
Cohalan	Gunderman	Matthews	Shanahan	Winters
Colne	Gurnett	McGuire	Shuttleworth	Wood
Coon	Hackett	Mead	Smith A E	Yale
Cowan	Hammond	Merritt	Smith J E	Young
Cox				

Ordered, That the Clerk deliver said bill to the Senate and request their concurrence therein.

The Senate bill (No. 718) entitled "An act to amend the Forest, Fish and Game Law, relative to the close season for deer" (Rec. No. 148), having been announced for a third reading,

On motion of Mr. Moreland, and by unanimous consent, said bill was ordered placed on the third reading calendar for Tuesday next.

The Senate bill (No. 449) entitled "An act to amend chapter one hundred and sixty-five of the Laws of eighteen hundred and ninety-eight, entitled 'An act for the registration of all persons fully admitted and licensed to practice as attorney at law or as attorneys and counselors at law in the courts of record of this State,' by dispensing with the necessity of publishing annually a certified copy of the official register" (Rec. No. 133), having been announced for a third reading,

On motion of Mr. Moreland, and by unanimous consent, said bill was ordered placed on the third reading calendar for Wednesday next.

The Senate bill (No. 587) entitled "An act to admit to the State bar examination John L. Snyder, a Seneca Indian" (Rec. No. 107), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Miller	Smith J E
Allen F E	Crosley	Hapeman	Mills	Smith M F
Allen J G	Cunningham	Harawitz	Moreland	Smith Myron
Apgar	DeGroot	Harte	Murphy	Sprenger
Averill	Donohue	Hartman	Nevins	Stanley
Baldwin	Dowling	Harvey	Norton	Steele
Bass	Draper	Hastings	Oglesby	Steffens
Becker	Eagleton	Hoffman	Oliver	Story
Beebe	Eckmann	Hooker	O'Neill	Surpless
Bernstein	Evans	Hooper	Palmer G M	Thompson
Bird	Farnan	Hubbs	Palmer S J	Volk
Bisland	Filley	Kavanagh	Patton	Waddell
Bohan	Fish	Keyes	Phillips	Wade
Boshart	Foelker	Knapp	Pratt	Wainwright
Brady	Foster	Krulewitch	Prentice	Weber
Brennan	Fowler	Lansing	Quinn	Wedemeyer
Burnett	Francis	LaFetra	Reilly	Wells
Burns	Gates	Lee A E	Rock	Wemple
Burzynski	Grady	Lee W I	Rogers	West
Campbell	Grattan	Lewis	Salomon	Whitley
Carnochan	Gray A B	Lupton	Sammon	Whitney F G
Carrier	Gray F J	Lynch	Santee	Whitney G H
Caughlan	Green	Maher	Schmitt	Williams
Chamberlain	Gregory	Maier	Schoeneck	Wilson
Charles	Gunderman	Matthews	Scovill	West
Chohalan	Gurnett	McGuire	Shanahan	Wood
Colne	Hackett	Mead	Shuttleworth	Yale
Coon	Hammond	Merritt	Smith A E	Young
Cowan				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 552) entitled "An act authorizing the board of supervisors of Wyoming county to appropriate moneys to provide quarters for Grand Army posts" (Rec. No. 128), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hamn	Miller	Smith J E
Allen F E	Crosley	Hapeman	Mills	Smith M F
Allen J G	Cunningham	Harawitz	Moreland	Smith Myron
Apgar	DeGroot	Harte	Murphy	Sprenger
Averill	Donohue	Hartman	Nevins	Stanley
Baldwin	Dowling	Harvey	Norton	Steele
Bass	Draper	Hastings	Oglesby	Steffens
Becker	Eagleton	Hoffman	Oliver	Story
Beebe	Eckmann	Hooker	O'Neill	Surpless
Bernstein	Evans	Hooper	Palmer G M	Thompson
Bird	Farnan	Hubbs	Palmer S J	Volk
Bisland	Filley	Kavanagh	Patton	Waddell
Bohan	Fish	Keyes	Phillips	Wade
Boshart	Foelker	Knapp	Pratt	Wainwright
Brady	Foster	Krulewicz	Prentice	Weber
Brennan	Fowler	Lansing	Quinn	Wedemeyer
Burnett	Francis	LaFetra	Reilly	Wells
Burns	Gates	Lee A E	Rock	Wemple
Burzynski	Grady	Lee W I	Rogers	West
Campbell	Grattan	Lewis	Salomon	Whitley
Carnochan	Gray A B	Lupton	Sammon	Whitney F G
Carrier	Gray F J	Lynch	Santee	Whitney G H
Caughlan	Green	Maher	Schmitt	Williams
Chamberlain	Gregory	Maier	Schoeneck	Wilson
Charles	Gunderman	Matthews	Scovill	Winters
Cohalan	Gurnett	McGuire	Shanahan	Wood
Colne	Hackett	Mead	Shuttleworth	Yale
Coon	Hammond	Merritt	Smith A E	Young
Cowan				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 339) entitled "An act to authorize the Comptroller of the State to hear and determine the application



of John Brown for cancellation of the tax sale made by the Comptroller in eighteen hundred and ninety-five of lot twenty-five, Small's patent, town of Moriah, county of Essex" (Rec. No. 111), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hackett	Mills	Smith A E
Allen F E	Cox	Hammond	Moreland	Smith J E
Allen J G	Crosley	Hamm	Murphy	Smith Myron
Apgar	Cunningham	Hapeman	Nevins	Sprenger
Averill	DeGroot	Harawitz	Nolan	Stanley
Baldwin	Donohue	Hartman	Norton	Steele
Bass	Dowling	Hastings	Oglesby	Story
Becker	Draper	Hoffman	Oliver	Surpluss
Bedell	Dressing	Hooker	O'Neill	Thompson
Beebe	Eagleton	Hooper	Palmer G M	Tompkins
Bernstein	Evans	Hubbs	Palmer S J	Volk
Bird	Farnan	Kavanagh	Patton	Waddell
Bisland	Filley	Keyes	Phillips	Wainwright
Bohan	Fish	Knapp	Pratt	Weber
Boshart	Foelker	Krulewitch	Prentice	Wedemeyer
Brady	Foster	Lansing	Quinn	Wells
Bennan	Fowler	LaFetra	Reilly	Wemple
Burnnett	Francis	Lee A E	Rock	West
Burns	Fritz	Lee W I	Rogers	Whitley
Burzynski	Gates	Lewis	Salomon	Whitney F G
Carnochan	Grady	Lupton	Sammon	Whitney G H
Carrier	Grattan	Maier	Santee	Williams
Caughlan	Gray A B	Matthews	Schoeneck	Wilson
Chamberlain	Gray F J	McGuire	Schwegler	Winters
Charles	Green	Mead	Scovill	Wood
Colne	Gregory	Merritt	Shanahan	Yale
Coon	Gunderman	Miller	Shuttleworth	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The bill (No. 74) entitled "An act to authorize the justices of the Appellate Division of the Supreme Court in the second judicial department to appoint two typewriter operators, and to provide for their compensation" (Rec. No. 69), was read the

third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 135

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Gunderman	Merritt	Smith A E
Allen F E	Cox	Hackett	Miller	Smith J E
Allen J G	Crosley	Hammond	Mills	Smith Myron
Apgar	Cunningham	Hamn	Moreland	Sprenger
Averill	DeGroot	Hapeman	Murphy	Stanley
Baldwin	Donohue	Harawitz	Nevins	Steele
Bass	Dowling	Hartman	Oglesby	Steffens
Becker	Draper	Hastings	Oliver	Story
Bedell	Dressing	Hoffman	O'Neill	Surpless
Beebe	Eagleton	Hooker	Palmer G M	Thompson
Bernstein	Evans	Hooper	Palmer S J	Tompkins
Bird	Farnan	Hubbs	Patton	Volk
Bisland	Feth	Kavanagh	Phillips	Waddell
Bohan	Filley	Keyes	Pratt	Wade
Boshart	Fish	Knapp	Prentice	Weber
Brady	Foelker	Krulewitch	Quinn	Wedemeyer
Brennan	Foster	Lansing	Reilly	Wells
Burnett	Fowler	LaFetra	Rock	Wemple
Burns	Francis	Lee A E	Rogers	West
Burzynski	Fritz	Lee W I	Salomon	Whitley
Carnochan	Gates	Lewis	Sammon	Whitney F G
Carrier	Grady	Lupton	Santee	Whitney G H
Caughlan	Grattan	Maher	Schoeneck	Whitney
Chamberlain	Gray A B	Maier	Schwegler	Wilson
Charles	Gray F J	Matthews	Scovill	Wood
Colne	Green	McGuire	Shanahan	Yale
Coop	Gregory	Mead	Shuttleworth	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate bill (No. 447) entitled "An act to extend the time of the Danbury and Harlem Traction Company to complete the construction of its road and extensions and to put the same in operation" (Rec. No. 82), was read the third time, having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage.

Mr. Speaker put the question whether the House would agree to the final passage of said bill, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 132

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hammond	Moreland	Smith Myron
Allen F E	Cox	Hamn	Murphy	Sprenger
Allen J G	Crosley	Hapeman	Nevins	Stanley
Apgar	Cunningham	Harawitz	Nolan	Steele
Averill	DeGroot	Hartman	Oglesby	Steffens
Baldwin	Donohue	Hastings	Oliver	Story
Bass	Dowling	Hoffman	O'Neill	Surpless
Becker	Draper	Hooker	Palmer G M	Thompson
Bedell	Dressing	Hooper	Patton	Tompkins
Beebe	Eagleton	Kavanagh	Phillips	Volk
Bernstein	Evans	Keyes	Pratt	Waddell
Bird	Feth	Knapp	Prentice	Wade
Bisland	Fish	Krulewitch	Quinn	Wainwright
Bohan	Foelker	Lansing	Reilly	Weber
Boshart	Foster	LaFetra	Rock	Wedemeyer
Brady	Fowler	Lee A E	Rogers	Wells
Brennan	Francis	Lee W I	Salomon	Wemple
Burnett	Fritz	Lewis	Sammon	West
Burns	Gates	Lupton	Santee	Whitley
Burzynski	Grady	Maier	Schoeneck	Whitney F G
Carnochan	Grattan	Matthews	Schwegler	Whitney G H
Carrier	Gray A B	McGuire	Scovill	Williams
Caughlan	Gray F J	Mead	Shanahan	Wilson
Chamberlain	Green	Merritt	Shuttleworth	Winters
Charles	Gregory	Miller	Smith A E	Wood
Colne	Gunderman	Mills	Smith J E	Yale
Coon	Hackett			

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the Assembly bill (No. 660, Senate reprint No. 837, Int. No. 293) entitled "An act to amend chapter seventy-three of the Laws of eighteen hundred and eighty-nine entitled 'An act to incorporate the Isabella Heimath,'" with a message that they have concurred in the passage of the same with the following amendment:

Page 7, line 9, strike out the word "fund" and insert the word "foundation".

Mr. Salomon moved to concur in the Senate amendment.



Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 138

NOES 00

Those who voted in the affirmative were:

Agnew	Cox	Hammond	Moreland	Smith J E
Allen F E	Crosley	Hamn	Murphy	Smith Myron
Allen J G	Cunningham	Hapeman	Nevins	Sprenger
Apgar	DeGroot	Harawitz	Nolan	Stanley
Averill	Donohue	Hartman	Norton	Steele
Baldwin	Dowling	Hastings	Oglesby	Steffens
Bass	Draper	Hoffman	Oliver	Story
Becker	Dressing	Hooker	O'Neill	Surpless
Bedell	Eagleton	Hooper	Palmer G M	Thompson
Beebe	Evans	Hubbs	Palmer S J	Tompkins
Bernstein	Farnan	Kavanagh	Patton	Volk
Bird	Feth	Keyes	Phillips	Waddell
Bisland	Filley	Knapp	Pratt	Wade
Bohan	Fish	Krulewitch	Prentice	Wainwright
Boshart	Foelker	Lansing	Quinn	Weber
Brady	Foster	LaFetra	Reilly	Wedemeyer
Brennan	Fowler	Lee A E	Rock	Wells
Burnett	Francis	Lee W I	Rogers	Wemple
Burns	Fritz	Lewis	Salomon	West
Burzynski	Gates	Lupton	Sammon	Whitley
Carnochan	Grady	Maher	Santee	Whitney F G
Carrier	Grattan	Maier	Schoeneck	Whitney G H
Chamblan	Gray A B	Matthews	Schwegler	Williams
Chamberlain	Gray F J	McGuire	Scovill	Wilson
Charles	Green	Mead	Shanahan	Wood
Colne	Gregory	Merritt	Shuttleworth	Yale
Coon	Gunderman	Miller	Smith A E	Young
Cowan	Hackett	Mills		

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendment of the Senate thereto.

The Senate returned the Assembly bill (No. 749, Senate re-print No. 584, Int. No. 114), entitled "An act to amend the Highway Law, relative to payment for work on private roads in towns adopting the money system of taxation," with a message that they have concurred in the passage of the same with the following amendments:

Page 2, line 5, after the word "the" insert "commissioner or."

Page 2, line 6, strike out the word "he" and insert "he or they."

Line 8, after word "and" strike out word "shall".

Page 2, line 22, after word "roads" insert comma.

Mr. Steele moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 140

NOES 00

Those who voted in the affirmative were:

Agnew	Cowan	Hammond	Merritt	Smith A E
Allen F E	Cox	Hamn	Miller	Smith J E
Allen J G	Crosley	Hapeman	Mills	Smith M F
Apgar	Cunningham	Harawitz	Moreland	Smith Myron
Averill	DeGroot	Harte	Murphy	Sprengr
Baldwin	Donohue	Hartman	Nevins	Stanley
Bass	Dowling	Harvey	Norton	Steele
Becker	Draper	Hastings	Oglesby	Steffens
Beebe	Eagleton	Hoffman	Oliver	Story
Bernstein	Eckmann	Hooker	O'Neill	Surpluss
Bird	Evans	Hooper	Palmer G M	Volk
Bisland	Farnan	Hubbs	Palmer S J	Waddell
Bohan	Filley	Kavanagh	Patton	Wade
Boshart	Fish	Keyes	Phillips	Wainwright
Brady	Foelker	Knapp	Pratt	Weber
Brennan	Foster	Krulewitch	Prentice	Wedemeyer
Burnett	Fowler	Lansing	Quinn	Wells
Burns	Francis	DaFetra	Reilly	Wemple
Burzynski	Gates	Lee A E	Rock	West
Campbell	Grady	Lee W I	Rogers	Whitley
Carnochan	Grattan	Lewis	Salomon	Whitney F G
Carrier	Gray A B	Lupton	Sammon	Whitney G H
Caughlan	Gray F J	Lynch	Santee	Williams
Chamberlain	Green	Maher	Schmitt	Wilson
Charles	Gregory	Maier	Schoeneck	Winters
Cohalan	Gunderman	Matthews	Scovill	Wood
Colne	Gurnett	McGuire	Shanahan	Yale
Coon	Hackett	Mead	Shuttleworth	Young

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

The Senate returned the Assembly bill (No. 825, Senate reprint No. 679, Int. No. 321) entitled "An act to amend the

Penal Code, relative to crimes against the person and against public decency and good morals, and designed to prevent the placing, or keeping, or leaving of married women in houses of prostitution and to punish persons therefor," with a message that they have concurred in the passage of the same with the following amendments:

Page 1, line 5, after the word "tion" insert the word "or". After the word "threats" strike out the words "persuasion, promises or any other means".

Page 2, line 1, strike out the words "or connives at,".

Same page, out the whole of line 2 and line 3 down to and including the word "prostitution" and comma. And at end of same line strike out the word "or" and all of line 4:

Same page, line 5, strike out the first word "prostitution" and comma.

Same page, line 6, strike out the words "less than three years nor".

On page 2, line 9, after the word "husband" strike out the period and insert comma and the words "but no conviction under this act shall be had upon the testimony of the wife unsupported by other evidence".

Mr. Murphy moved to concur in the Senate amendments.

Mr. Speaker put the question whether the House would concur in said amendment, said bill having been printed and upon the desks of the members in its final form at least three calendar legislative days prior to its final passage, and it was determined in the affirmative, a majority of all the members elected to the Assembly voting in favor thereof, and three-fifths being present.

AYES 141

NOES 00

Those who voted in the affirmative were:

Agnew	Crosley	Hamn	Miller	Smith M F
Allen F E	Cunningham	Hapeman	Mills	Smith Myron
Allen J G	DeGroot	Harawitz	Moreland	Sprenger
Apgar	Donohue	Harte	Murphy	Stanley
Averill	Dowling	Hartman	Nevins	Steele
Baldwin	Draper	Hastings	Nolan	Steffens
Bass	Eagleton	Hoffman	Oglesby	Story
Becker	Eckmann	Hooker	Oliver	Surpless
Beebe	Evans	Hooper	O'Neill	Thompson
Bernstein	Farnan	Hubbs	Palmer G M	Tompkins
Bird	Feth	Kavanagh	Palmer S J	Volk
Bisland	Filley	Keyes	Patton	Waddell
Bohan	Fish	Knapp	Phillips	Wade
Boshart	Foelker	Krulewitch	Pratt	Wainwright
Brady	Foster	Lansing	Prentice	Weber



Brennan	Fowler	LaFetra	Quinn	Wedemeyer
Burnett	Francis	Lee A E	Rock	Wells
Burns	Fritz	Lee W I	Rogers	Wemple
Burzynski	Gates	Lewis	Salomon	West
Carnochan	Grattan	Long	Santee	Whitley
Carrier	Gray A B	Lupton	Schmitt	Whitney F G
Caughlan	Gray F J	Lynch	Schoeneck	Whitney G H
Chamberlain	Green	Maher	Schwegler	Williams
Charles	Gregory	Maier	Scovill	Wilson
Cohalan	Gunderman	Matthews	Shanahan	Winters
Colne	Gurnett	McGuire	Shuttleworth	Wood
Coon	Hackett	Mead	Smith A E	Yale
Cowan	Hammond	Merritt	Smith J E	Young
Cox				

Ordered, That the Clerk return said bill to the Senate, with a message that the Assembly have concurred in the amendments of the Senate thereto.

Mr. Phillips offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly of Assembly bill (No. 504, Int. No. 474), entitled "An act to amend the Code of Civil Procedure, relative to the recovery for salary or compensation," for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

Mr. Wainwright offered for the consideration of the House a resolution, in the words following:

Resolved (if the Senate concur), That a respectful message be sent to the Governor, requesting the return to the Assembly, of Assembly bill (No. 173, Int. No. 173) entitled "An act to legalize the acts of B. F. McCahill, a notary public", for the purposes of amendment.

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk deliver said resolution to the Senate and request their concurrence therein.

The Senate sent for concurrence a resolution in the words following:

IN SENATE, ALBANY, *March 26, 1906.*

Resolved (if the Assembly concur), That Senate bill (No. 439, Rec. No. 71) entitled "An act to legalize the action of a meeting

of the village of Rouses Point in adopting a resolution relating to the organization of a public free library and authorizing the library trustees of said village to accept the conditions of a certain will", be returned to the Governor.

By order of the Senate,  
LAFAYETTE B. GLEASON,  
*Clerk.*

Mr. Speaker put the question whether the House would agree to said resolution, and it was determined in the affirmative.

Ordered, That the Clerk return said resolution to the Senate, with a message that the Assembly have concurred in the passage of the same.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 860, Int. No. 741), entitled "An act relating to the collection of taxes in the town of Castile in the county of Wyoming," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 173, Int. No. 173), entitled "An act to legalize the acts of B. F. McCahill, a notary public," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The Senate returned the concurrent resolution recalling from the Governor, for the purposes of amendment, Assembly bill (No. 504, Int. No. 474), entitled "An act to amend section one hundred and ninety-one of the Code of Civil Procedure," with a message that they have concurred in the passage of the same.

Ordered, That the Clerk deliver said resolution to the Governor.

The privileges of the floor were extended to Hon. George Monroe, Hon. John F. Simpson, Hon. Richard Curry, Hon. J. F. Smith and Hon. F. C. Metcalfe.

On motion of Mr. Moreland, the House adjourned.

TUESDAY, MARCH 27, 1906.

The House met pursuant to adjournment.

Prayer by Rev. Chas. W. Heisler.

On motion of Mr. Moreland, the reading of the journal of yesterday was dispensed with and the same was approved.

The Senate sent for concurrence the following entitled bills:

"An act to amend section six of chapter five hundred and forty-six of the Laws of eighteen hundred and eighty-one entitled 'An act in relation to the New York Christian Home for Intemperate Men and to increase its powers,' relative to the board of trustees" (No. 722, Rec. No. 208), which was read the first time and referred to the committee on the judiciary.

"An act to authorize the trustees of the Manor Cemetery Company to sell its lands embracing the Manor cemetery of the town of Cortlandt, Westchester county, New York, remove remains therefrom, and distribute the proceeds of sale" (No. 743, Rec. No. 209), which was read the first time and referred to the committee on the judiciary.

"An act to amend the Tax Law in relation to exemptions from taxation" (No. 433, Rec. No. 210), which was read the first time and referred to the committee on taxation and retrenchment.

"An act to amend the Liquor Tax Law in relation to cancellation of liquor tax certificates" (No. 273, Rec. No. 211), which was read the first time and referred to the committee on excise.

"An act to amend the Greater New York charter relative to establishing a bureau in the bureau of finance to be called the bureau of municipal accounts and statistics" (No. 804, Rec. No. 212), which was read the first time and referred to the committee on affairs of cities.

"An act to amend chapter seven hundred and eighteen of the Laws of nineteen hundred and four, entitled 'An act authorizing the selection of lands as a site for the New York State Training Schools for Boys, and establishing the said school,' as amended by chapter one hundred and thirty-three of the Laws of nine-



teen hundred and five, in relation to the selection of lands and the time of making report" (No. 788, Rec. No. 213), which was read the first time and referred to the committee on ways and means.

"An act to authorize the Woman's Foreign Missionary Society of the Methoddist Episcopal Church, to vest its management in a general executive committee" (No. 850, Rec. No. 214), which was read the first time and referred to the committee on charitable and religious societies.

"An act providing for the acquisition of land for extension of the Forest Preserve, and making an appropriation therefor" (No. 751, Rec. No. 215), which was read the first time and referred to the committee on ways and means.

Mr. Francis introduced a bill entitled "An act to amend the Greater New York charter, in relation to pensions to dependent parents of members of the police force" (Int. No. 1346), which was read the first time and referred to the committee on affairs of cities.

Mr. Wemple, from the committee on revision, to which was referred Senate bill No. 581, Rec. No. 192, and Assembly bill No. 1522, Int. No. 906, entitled "An act to amend the Tax Law, in relation to the defense of certiorari proceedings to review the assessment of a special franchise by the State Board of Tax Commissioners," reported that they have compared the same and find that they are not identical, which report was agreed to and said Senate bill ordered restored to the order of third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Francis (No. 1408, Int. No. 1134), entitled "An act to amend the Greater New York charter, in relation to who may share in the relief fund of the fire department."

Also, the bill introduced by Mr. Hartman (No. 1500, Int. No. 1200), entitled "An act authorizing the board of education of the city of New York to provide for the construction of swimming pools and the employment of instructors thereat."

Also, the bill introduced by Mr. Oliver (No. 1672, Int. No. 773), entitled "An act to regulate the laying and using of street surface railroad tracks upon the Bowery in the city of New York, for the greater safety of lives."

Also, the bill introduced by Mr. Wedemeyer (No. 298, Int. No. 298), entitled "An act for the relief of the minor daughter of Joseph Parker a volunteer fireman, whose death resulted from injuries received by him while in the actual performance of his duties, and while a member of Granite Hook and Ladder Company Number Two, a volunteer fire company of the city of New York."

Also, the bill introduced by Mr. Merritt (No. 1220, Int. No. 1003), entitled "An act to amend the Code of Civil Procedure relative to inventories and accounts of committees of incompetent persons confined in State hospitals."

Also, the bill introduced by Mr. Lansing (No. 1411, Int. No. 1138), entitled "An act to amend chapter three hundred and fifty-nine of the Laws of eighteen hundred and ninety-seven, entitled 'An act to incorporate the city of Rensselaer,' in relation to official bonds."

Also, the bill introduced by Mr. Wedemeyer (No. 297, Int. No. 297), entitled "An act for the relief of Richard Davis, a volunteer fireman, for injuries received while a member of Richmond Hook and Ladder Company Number Four, a volunteer fire company of the city of New York."

Also, the bill introduced by Mr. Stanley (No. 1050, Int. No. 872), entitled "An act to confer jurisdiction upon the Court of Claims, to hear, audit and determine the alleged claim of John L. Moriarty against the State of New York for damages for personal injuries alleged to have been sustained by him while serving as a member of the National Guard of the State of New York."

Also, the bill introduced by Mr. Hammond (No. 1377, Int. No. 1120), entitled "An act in relation to certain contracts and assessments for local improvements in the city of Syracuse."

Also, the bill introduced by Mr. Lewis (No. 1364, Int. No.

1107), entitled "An act authorizing the common council of the city of Fulton to audit certain claims and to raise money for paying the same."

Also, the bill introduced by Mr. Bird (No. 1385, Int. No. 1146), entitled "An act to amend the Greater New York charter relative to the retirement from service of officers, clerks and employees in Bellevue and allied hospitals."

Also, the bill introduced by Mr. G. H. Whitney (No. 1326, Int. No. 623), entitled "An act to amend chapter one hundred and forty-seven of the Laws of nineteen hundred and three, entitled 'An act making provision for issuing bonds to the amount of not to exceed one hundred and one million dollars for the improvement of the Erie canal, the Oswego canal and the Champlain canal, and providing for a submission of the same to the people to be voted upon at the general election to be held in the year nineteen hundred and three,' and the acts supplementary thereto and amendatory thereof, in relation to interest on the compensation and damages allowed to land owners."

Also, the bill introduced by Mr. Cohalan (No. 987, Int. No. 826), entitled "An act to authorize the police commissioner of the city of New York, in his discretion, to reopen and reconsider the resignation of Harry A. Carrigan, as a member of the police department and force of the city of New York, and to appoint, reappoint, reinstate and restore him as a patrolman in the police department and force of said city."

Also, the bill introduced by Mr. Shanahan (No. 730, Int. No. 649), entitled "An act to amend the Code of Civil Procedure relative to the trial of issues."

Also, the bill introduced by Mr. Schoeneck (No. 1380, Int. No. 1123), entitled "An act to amend the Primary Election Law relative to transcribing enrollments."

Also, the bill introduced by Mr. O'Neill (No. 103, Int. No. 103), entitled "An act authorizing the comptroller of the city of New York to hear, audit, determine and allow the alleged claim of the Narragansett Machine Company for furnishing to the park board of said city goods, wares and merchandise for use in the



parks of the city of New York, borough of the Bronx, and to provide payment of such claim."

Also, the bill introduced by Mr. Hartman (No. 1731, Int. No. 538), entitled "An act to regulate street railway fares in cities having a population of more than fifteen hundred thousand."

Also, the bill introduced by Mr. G. H. Whitney (No. 1734, Int. No. 1168), entitled "An act to amend chapter five hundred and ninety-four of the Laws of eighteen hundred and ninety-nine, entitled 'An act authorizing boards of supervisors to acquire the rights, franchises and property of individuals and corporations exacting toll for the use of turnpikes, plankroads and bridges.'"

Also, the bill introduced by Mr. Hapeman (No. 1476, Int. No. 1181), entitled "An act to authorize the city of Auburn to issue bonds to provide for the constructing and equipping of a new grammar school and an addition to the high school, and enlarging their premises and for improving other school buildings."

Also, the bill introduced by Mr. Becker (No. 1465, Int. No. 1170), entitled "An act to confer jurisdiction upon the Court of Claims to hear, audit and determine the alleged claim of Margaret Weishem against the State for damages alleged to have been sustained by her and to render judgment therefor"

Reported the same without recommendations, which report was agreed to and said bills ordered engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Green (No. 1041, Int. No. 582), entitled "An act to amend the Greater New York charter, being chapter three hundred and seventy-eight of the Laws of eighteen hundred and ninety-seven, as amended," reported the same with the following recommendation:

Amend title by striking out "being chapter etc. to end" and insert after "charter" the following: "relative to the time when the park commission shall pay laborers".

Page 1, line 1, strike out comma after "fourteen" and insert "of", strike out "chapter four" and line 2 and "entitled 'An act to amend'" of line 3; strike out quotation after "charter" and insert "as re-enacted by chapter four hundred and sixty-six of the laws of nineteen hundred and one,".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Shanahan (No. 925, Int. No. 650), entitled "An act to amend the Code of Civil Procedure relative to pleadings in civil actions," reported the same with the following recommendations:

Amend title by inserting comma after "procedure".

Page 1, line 2, insert comma after "procedure" and strike out "so as".

Page 1, line 7, strike out "Article second of title first of chapter sixth thereof" and insert "Chapter six, title one, article two of the code of civil procedure," and line 8, strike out "the" and "following", inserting "new" before "sections"; insert after "sections" the following: "to be sections four hundred and ninety-nine-a and four hundred and ninety-nine-b and to read respectively as follows:".

Page 2, line 14, underscore all except the figures, and all of line 15 to "court".

Page 3, line 21, insert comma after "trial".

Page 4, line 11, insert comma after "law"]".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Lewis (No. 1559, Int. No. 1222), entitled "An act to amend chapter three hundred and ninety-four of the Laws of eighteen hundred and ninety-five, entitled 'An act to revise the charter of the city of Oswego' generally," reported the same with the following recommendations:

Page 1, line 7, strike out period after "police" and insert semi-colon; make "A" of "appointive" a lower case one.

Page 10, line 11, strike out underscoring under "well".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Stanley (No. 1678, Int. No. 871), entitled "An act to amend the Banking Law, in relation to expenses of building and mutual loan corporations," reported the same with the following recommendations:

Page 1, line 4, strike out "thereto". Line 5, after the word "three" insert "and". Same line, strike out the underscoring. Line 6, strike out the underscoring after the word "five". Line 6, insert a comma.

Page 2, line 19, put the words "operating expenses" in quotations. Line 20, underscore "any entrance fee or membership fee that may be". Line 21, underscore all of line. Line 22, underscore the word "law".

Page 3, line 5, insert comma after word "litigation".

Page 4, line 4, change the word "review" to "renew".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Wells (No. 902, Int. No. 766), entitled "An act to amend section seven hundred and ninety-one, subdivision three-a of the Code of Civil Procedure," reported the same with the following recommendations:

Amend title by striking out "section seven hundred and ninety-one, subdivision three-a" and substituting comma for period at end, and add to end of title "relative to perference in appeals".

Page 1, line 1, insert "sub-division three-a of" after "Section 1"; put lower case "s" on second word "section" and comma after "ninety-one".

Page 1, line 2, strike out "subdivision three-a" and "so as". Line 4, strike out "2" and insert "3-a", and line 10, strike out "upon" and insert "on".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Sprenger (No. 1398, Int. No. 890), entitled "An act to amend chapter seven hundred and four of the Laws of nineteen hundred and one, being an act, entitled 'An act to make the office of the clerk of the county of Kings a salaried office and regulating the management of said office,'" reported the same with the following recommendations:

Page 1, line 2, change the word "being" to "entitled". Same page and line, put quotations before the word "an" and start "an" with a capital letter.

Line 3, strike out the word "the county". Line 4, same page,



after the word "office" insert "quotations". Page 2, line 2, after the word "deputy" insert "county clerk". Line 3, change "fifteen hundred each" to "each, fifteen hundred dollars". Line 4, change "fifteen hundred each" to "each, fifteen hundred dollars".

Line 6, change "twelve hundred dollars each" to "each, one thousand two hundred dollars".

Line 7, underscore "each". Line 8, underscore "each" both words on line. Same line, after the word "hundred" insert "dollars".

Line 10, underscore the first word "each". Same line, after the last word "each" insert a comma. Line 11, change the words "fifteen hundred dollars" to one thousand five hundred". Line 22, underscore the words "per folio".

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Cox (No. 932, Int. No. 778), entitled "Concurrent resolution of the Senate and Assembly proposing amendment to article seven of the Constitution relating to the diversion of the waters of Niagara river," reported the same with the following recommendations:

Page 1, line 2, insert "new" before "section", and lines 2 and 3, strike out "numbered" and "ing" of "reading" and insert "to" before "read"; also insert "to be section" before "eleven". Strike out "Article VII", line 4.

which report was agreed to and said bill ordered reprinted and engrossed for a third reading.

Mr. Wemple, from the committee on revision, to which was referred the bill introduced by Mr. Draper (No. 1031, Int. No. 859), entitled "An act to amend chapter three hundred of the Laws of nineteen hundred and four, entitled 'An act to revise and consolidate the several acts relative to the city of Niagara Falls,' relative to various sections thereof, to insert a new section therein relating to the issuance of certificates of indebtedness for the payment of the cost of paving street intersections, and to repeal sections two hundred and fourteen and two hundred and fifteen of said chapter," reported the same with the following recommendations:

Page 2, line 13, insert "or corporation" after "person".

Page 2, between lines 21 and 22, insert in brackets "[§ 49. Any resident of the city of the age of twenty-one years and upwards, whose name shall be on the assessment roll made by the assessors of said city next preceding a tax election as owner, or executor, or administrator, guardian or agent for the owner of real or personal property, and upon whose property as owner, executor, administrator, guardian or agent as aforesaid, a tax shall have been assessed or imposed in and by said roll, and no other person shall be entitled to vote at any tax election. The city clerk shall furnish to the inspectors in each district for use at each tax election a certified copy of the names of all tax payers appearing upon said assessment roll.]"

Page 4, underscore line 26.

Page 5, strike out all of line 4 except "United States" and strike out all of lines 5 to 25 inclusive and insert the following underscored after "United States" "regulating and fixing the rate of compensation to be charged or taken by cartmen, truckmen and porters, and the owners, drivers and operators of vehicles used for the transportation of passengers or property for hire; regulating the running at large of dogs and licensing the same; regulating and licensing such trades, occupations, businesses, circuses, shows, theatrical performances and exhibitions, and places of public entertainment and amusement as the common council may deem proper and fixing the fees or tax to be charged and paid for and prescribing the manner in which and the conditions on which licenses under this section or any other provision of this act shall be granted."

Page 6, line 4, put "general fund" in quotations.

Page 6, line 22, strike out comma after "section" and insert period, and same line strike out "provided" and strike out all of lines 23 to 26 inclusive, and page 7, strike out all of lines 1 to 5 inclusive. Page 8, line 22, strike out "of" and insert "in". Page 9, line 7, strike out "said board" and insert "The common council", and line 10 strike out "board" and insert "common council".

Page 9, line 23, after "§ 212" insert all of the preceding section commencing with "The common council" of line 7, and all following to end of section, all to be underscored.

Page 10, line 1, insert comma after "re-laid". Page 10, line 5, underscore "said" and insert "[such]" after "said", and line 8, underscore "thereon" and insert "[therein]" after "thereon".

Page 11, line 23, strike out all of lines 24, 25 and 26 and all of underscored portion of 23 and insert the following, to be underscored. "The board of public works and common council may cause permanent side walks to be laid or constructed on any

## PLAN OF INDEX.

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This Journal is indexed upon the following plan :

1. Every bill relating to a locality may be found indexed under the name of that locality and ordinarily will not be found indexed under the subject to which it relates.

2. All bills relating to Kings county will be found under the Borough of Brooklyn, and all bills relating to Greater New York under New York City and Boroughs of Manhattan, Bronx, Brooklyn, Richmond and Queens.

3. Every general bill will be found indexed under the proper subject.

4. Every resolution, excepting those recalling bills, will be found under "Resolutions."

5. Every bill relating to canals will be found under "Canals."

6. The bills relating to general laws under the proper heads, i. e., "Banking Law," "Benevolent Orders Law," "Game Law," "Lien Law," "Revised Statutes," &c., &c., also under the head "General Laws."

7. All claim bills under "Claims."

8. Bills relating to cities of either class under "Cities of 1st Class," "Cities of 2d Class," &c., &c.

9. All code amendments under the heads of "Code Civil," "Code Criminal," and "Code Penal."

10. All petitions under "Petitions," and reports under "Reports."

11. All points of order under "Points of Order."

12. All decisions and acts of Speaker under "Speaker."

13. Privileges of floor under "Privilege."

14. All matters not relating to bills under the proper head.

15. The numbers used in this index, viz.: "Int. No.," refers to Assembly bill and its introductory number, and when "Rec. No." is used, it refers to a Senate bill and its reception number.



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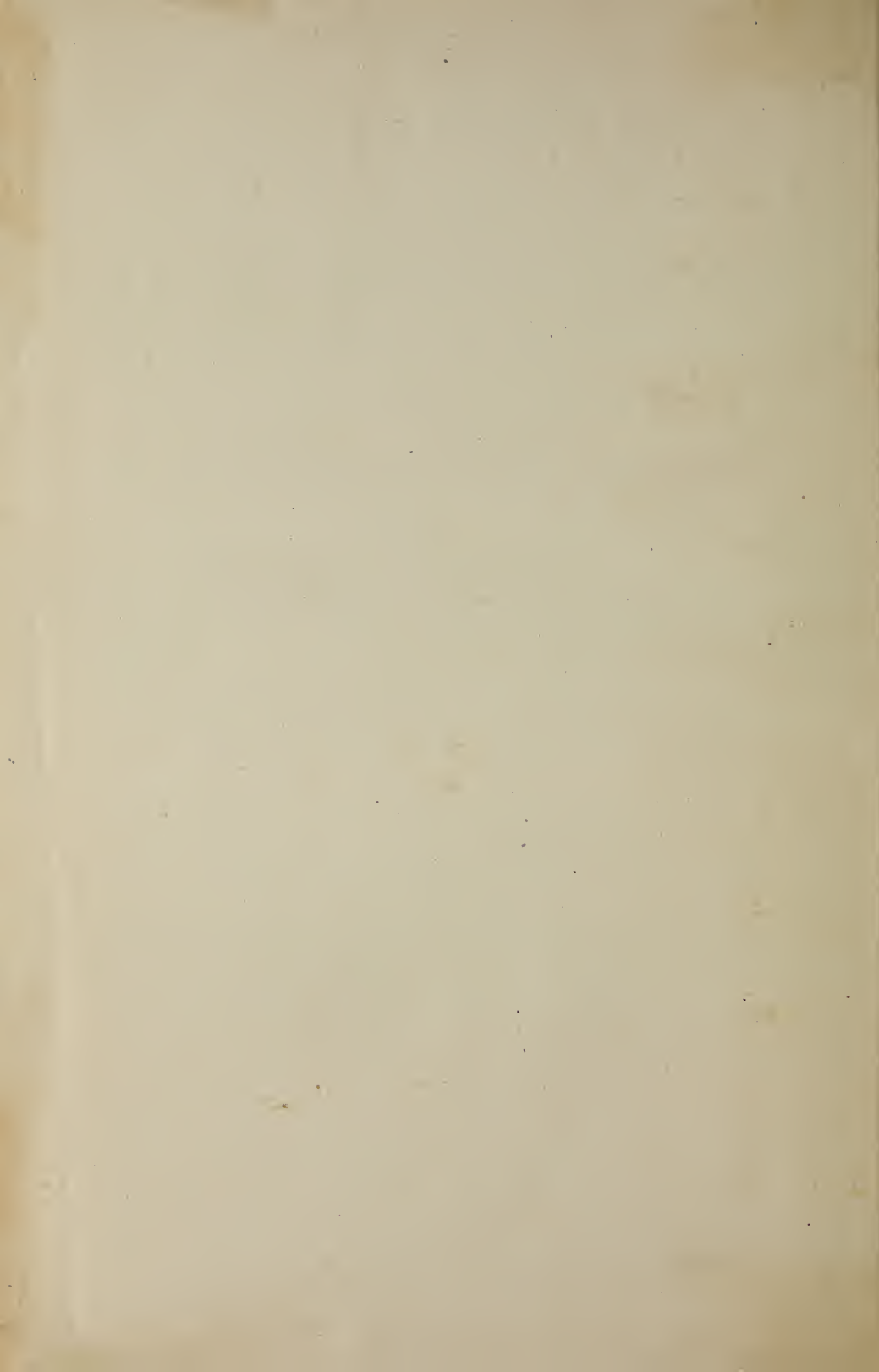
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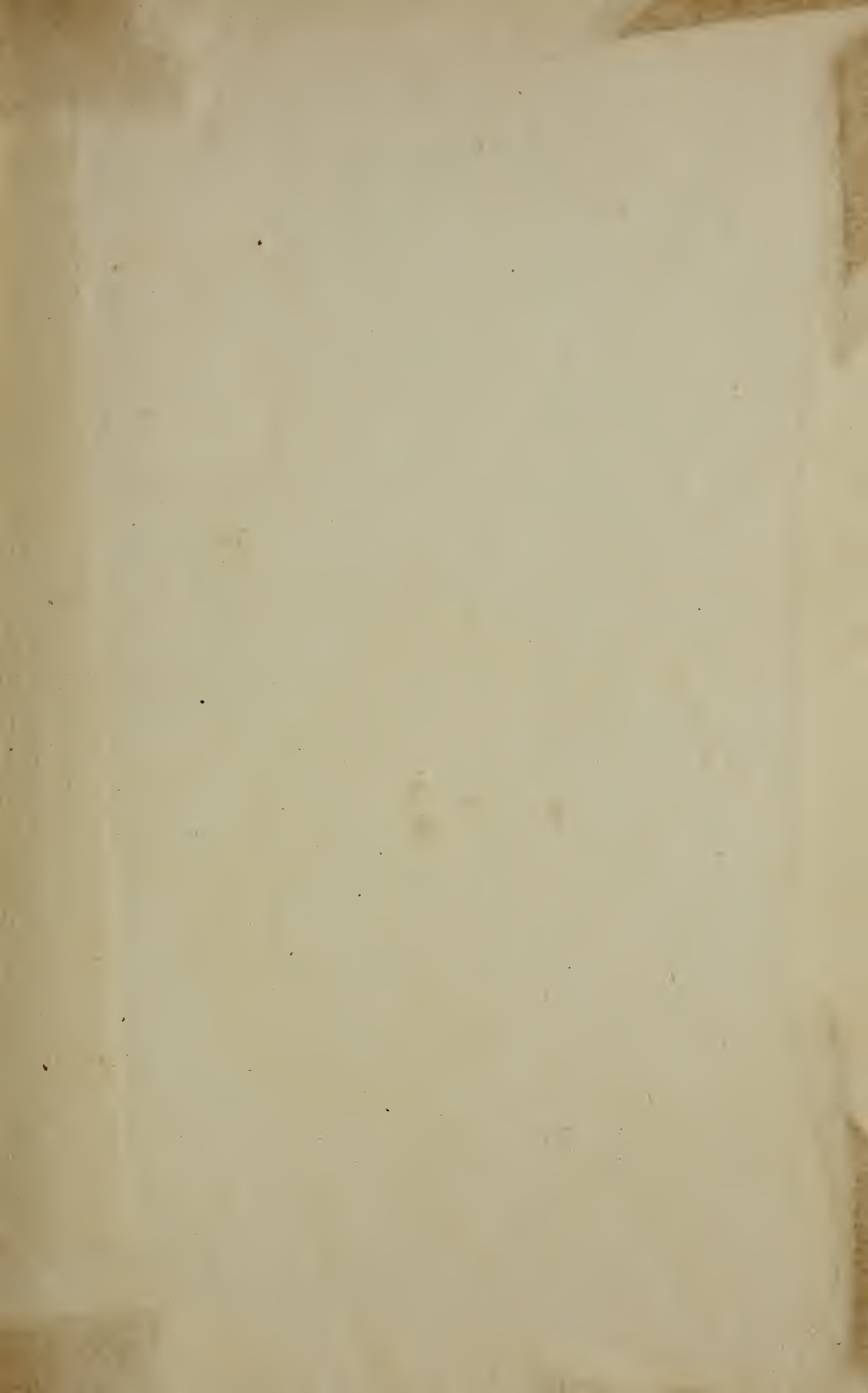
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